

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109+222)

CRM-M-34123-2021 (O&M)
Date of decision:- 15.09.2021

Ajay Kumar and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Gursimran Singh Bawa, Advocate for the petitioners.

Mr. Prabhjot Singh Walia, AAG, Punjab.

Mr. Sanjeev Kumar Arora, Advocate for complainant.

Mr. Puneet Kumar Bansal, Advocate for victim.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 seeking grant of regular bail in case FIR No.48 dated 24.09.2020 under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 and Section 13 of Punjab Prevention of Human Smuggling Act, 2012, registered at Police Station Arif Ke, District Ferozepur, Annexure P-1.

On 26.08.2021, the following order was passed:-

“The Court has been convened through video conferencing due to Covid-19 pandemic.

Ms. Neetu Singh Aashat, Advocate has put in appearance on behalf of the complainant and submits that compromise (Annexure P-2) has been effected between the parties. She seeks and is granted time to file an affidavit of the complainant-Charandeep Singh. List on 15.09.2021. ”

However, the affidavit of the complainant has not been filed.

Application (CRM-28844-2021) has been filed by the petitioners wherein it has been submitted that though the compromise has been effected yet the complainant has refused to give any affidavit in support thereof and he seeks permission to withdraw the petition with liberty to file a fresh one.

Counsel submits that inadvertently he could not make a request in his application for permission to file a fresh one and requests that his oral prayer in this regard be entertained.

His request is accepted.

Petitioner is permitted to withdraw the instant petition with liberty to file a fresh one.

Dismissed as withdrawn with liberty as aforesaid.

(SUVIR SEHGAL)
JUDGE

15.09.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No