

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(101+201)

CRM-9924-2021 in/and
CRM-M-31415-2020 (O&M)
Date of Decision : September 28, 2021

Mayank Aggarwal

.. Petitioner

Versus

State of Haryana

.. Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aman Pal, Advocate, for the petitioner.

Mr. Gaurav Bansal, Assistant Advocate General, Haryana.

Mr. Kunal Dawar, Advocate, for the applicant-complainant.

HARSIMRAN SINGH SETHI J. (ORAL)

CRM-9924-2021

Present application has been filed for placing on record Annexures C-1 & C-4 and further for exemption from filing certified and true copies thereof.

Keeping in view the averments made in the application, the same is allowed and Annexures C-1 and C-4 are permitted to be taken on record.

CRM-29789-2020

Present application has been filed for placing on record Annexures P-4 to P-6.

Keeping in view the averments made in the application, the same is allowed and Annexures P-4 to P-6 are permitted to be taken on record.

CRM-M-31415-2020

Present petition has been filed under Section 438 Cr.P.C for the grant of anticipatory bail to the petitioner in respect of FIR No.32 dated 18.01.2020 registered under Sections 420, 467, 468, 471 and 120-B IPC (Sections 66-C and 66-D of the Information and Technology Act, 2000 added later on) at Police Station City Palwal, District Palwal.

This Court passed the following order on 07.10.2020:-

“ Learned counsel for the petitioner argues that in the present case, the complainant as well as the accused are practicing lawyers and the dispute has arisen due to the non-execution of an agreement, which was entered into between the complainant and accused party on 28.07.2019. Learned counsel for the petitioner submits that he has instructions that the accused persons are ready to execute the said agreement in letter and spirit.

Learned counsel for the complainant submits that in case, the petitioner and co-accused are agreeable for execution of agreement dated 28.07.2019, he will not oppose the plea for the grant of anticipatory bail to the petitioner. Learned counsel for the complainant further submits that the complainant is also agreeable to discharge his part of agreement dated 28.07.2019.

Learned counsel for the parties pray for time to discuss the modalities and inform the same to this Court.

Keeping in view the above, before any decision is taken on the prayer of the petitioner for the grant of anticipatory bail, the parties are given a chance as prayed by them to resolve their differences.

Adjourned to 05.11.2020.

Keeping in view the fact that parties are trying to compromise, it is directed that till the next date of hearing, no coercive action be taken against the petitioner.”

Learned counsel for the petitioner submits that the petitioner has joined the investigation and is cooperating with the police and not only this, the parties have settled their dispute amicably.

On the instructions from Inspector Satya Narayan, learned counsel for the respondent-State concedes that the petitioner has already joined the investigation and is cooperating and is not required as of now but pleads ignorance about the compromise between the parties.

Learned counsel for the complainant submits that the parties have settled their dispute amicably and he has no objection in case, the concession of anticipatory bail is extended to the petitioner.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once, the parties have already compromised their dispute, which is between two practicing Advocates and the petitioner has already joined the investigation and is being stated to be cooperating, the petitioner is granted the concession of anticipatory bail to the satisfaction of the Arresting Officer/Investigating Officer on his furnishing bail bonds/surety bonds to his/her satisfaction.

In view of the above, the present petition is disposed of.

September 28, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No