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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M No.41860 of 2021 (O&M)

Date of decision: 06.10.2021

Jagsir Singh @ Jagga

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.K. Singla, Advocate
for the petitioner.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this 2nd petition is for grant of anticipatory bail to the petitioner in FIR No.75 dated 07.07.2017 registered under Sections 307, 323, 506, 148, 149 IPC and 25/27 of the Arms Act, at Police Station City Rampura, District Bathinda.

The earlier one was dismissed on 26.10.2017.

Counsel for the petitioner has submitted that the new ground for filing this petition is that a compromise has been effected between the parties which is duly acknowledged by the complainant vide compromise deed (Annexure P4) and on the basis of the same, one petition i.e. CRM-M No.39685 of 2021, has already been filed in which vide order dated 23.09.2021, a direction has been issued to the trial Court to record the statement of the parties.

Counsel for the petitioner has further submitted that since the petitioner is to appear before the trial Court, he may be granted the

concession of bail so as to enable the petitioner to appear before the trial Court and get his statement recorded with regard to the compromise arrived at between the parties.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab who is present in the Court accepts notice on behalf of the respondent – State while Mr. Kashish Garg, Advocate has appeared on behalf of the complainant.

Counsel for the complainant acknowledged the factum of compromise arrived at between the parties.

A perusal of the earlier order show that though the petitioner was granted interim bail, however, on account of non-cooperating with the police, the same was dismissed and now the matter stands compromise between the parties and therefore, the circumstances are changed.

Counsel for the State has also not raised any serious objection with regard to the fact that a compromise quashing petition has already been filed before this Court.

In view of the above, the present petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the conditions envisaged under Section 438(2) Cr.P.C.

It will be open for the Investigating Officer to issue an advance notice in writing to the petitioner to join the investigation, as and when required by him.

This will, however, be subject to deposit of costs of

Rs.10,000/- to be deposited with the Punjab & Haryana High Court Bar Association Advocates Welfare Fund, for causing delay in completion of the investigation.

(ARVIND SINGH SANGWAN)
JUDGE

06.10.2021
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No