

CRM-M-38430-2020

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

CRM-M-38430-2020 (O & M)

Date of decision:26.02.2021

Om Parkash

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Partap Singh, Advocate,
for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. A. G. Haryana.

Mr. Shikhar Kataria, Advocate,
for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

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Allowed as prayed for. Annexures P-3 to P-9 are taken on record, subject to all just exceptions.

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Through this petition, the petitioner seeks regular bail in case bearing FIR No.227 dated 26.06.2020, registered at Police Station Karnal Civil Lines, District Karnal, under Sections 406 and 420 IPC and Section 24 of the Immigration Act and Sections 370 and 384 IPC (added subsequently).

Learned counsel for the petitioner contends that the matter has been compromised between the parties, vide compromise deed dated 23.11.2020 (Annexure P-9) and on the basis of thereof, a petition for

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quashing of the above-noted FIR has been filed in which the parties have been directed to get their statements recorded before the trial Court/Illaq Magistrate regarding the compromise.

On the other hand, learned State counsel submits that he has no instructions regarding the compromise effected between the parties.

Learned counsel for the complainant does not dispute the factum of compromise effected between the parties.

I have heard the learned counsel for the parties.

The matter has been compromised between the parties and a petition for quashing of the above-noted FIR, on the basis of the compromise, has since been filed.

Moreover, the petitioner has been in custody since 12.08.2020. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

26.02.2021

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No