

201-B

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

CRM-M-43053-2021

Date of decision : 26.11.2021

Pargat and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Brijender Kaushik, Advocate for
Mr. Rahul Vats, Advocate for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana.

Mr. B.S. Saroha, Advocate for respondent Nos.2 and 3.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioners in FIR No.185 dated 31.07.2021 registered under Sections 148, 149, 323, 324, 341 and 506 of the Indian Penal Code, 1860 (Section 326 of IPC has been added later on) at Police Station City Ratia, District Fatehabad, Haryana.

On 12.10.2021, a Coordinate Bench of this Court was pleased to pass the following order:-

“Referring to order dated 29.09.2021 (P.7) passed

by this Court in CRM-M-40646 of 2021, learned counsel for the petitioners submits that co-accused has already been granted the concession of interim bail.

Notice of motion for 26.11.2021.

Meanwhile, in the event of arrest, the petitioners shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioners are also directed to join the investigation and cooperate with the Investigating Agency, as and when required.

To come up along with CRM-M-40646 of 2021 ”

Learned counsel for the petitioners has submitted that in pursuance of the abovesaid order dated 12.10.2021, the petitioners have joined the investigation and petition under Section 482 of Cr.P.C. for quashing of FIR on the basis of compromise has already been filed and the statements of the parties have also been recorded.

Learned counsel for the State has opposed the present petition for grant of anticipatory bail to the petitioners.

Learned counsel for respondent Nos.2 and 3 has also reiterated the fact with respect to the compromise effected between the parties and filing of the petition for quashing of FIR on the basis of compromise.

Keeping in view the abovesaid facts and circumstances, moreso the facts which have been noticed in the order dated 12.10.2021, as also the fact that the matter has been compromised and also in view of the fact that the petitioners, as per the statement of learned counsel for the

petitioners, have joined the investigation, the present petition is allowed and the interim order dated 12.10.2021 is ordered to be made absolute.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

26.11.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No