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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-43446-2021 (O&M)
Date of Decision: 21.12.2021

Opinder Singh
Vs.
State of Punjab

.. Petitioner

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rajeev Anand, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Sarju Puri, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.2 dated 07.01.2021, registered under Sections 420 and 120-B IPC at Police Station Rahon, District Shaheed Bhagat Singh Nagar, Punjab. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

On 14.10.2021, the following order was passed by this Court:

“Learned counsel for the petitioner contends that as per allegations, the accused sold the house on 26.10.2018 by concealing the fact that the same is already mortgaged with the bank. According to him, the dispute between the parties is purely of civil nature and the petitioner is ready to settle the dispute with the complainant by making the property free from all encumbrances. He submits that the co-accused of the petitioner has already been released on anticipatory bail.

Notice of motion for 21.12.2021.

At this stage, Mr. Sarju Puri, Advocate appears on behalf of the complainant and agrees for the settlement as offered by the learned counsel for the petitioner.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner

shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

Let the parties appear before the Mediation and Conciliation Centre of this Court on 08.11.2021 to explore the possibility of settlement.”

Learned counsel for the parties have stated that the attempt of the parties before the Mediation and Conciliation Centre of this Court was fruitful and the parties have arrived at a settlement.

At this stage, Mr. Sarju Puri, learned counsel for the complainant submits that pursuant to settlement, part payment has already been made to the complainant and after receiving the entire agreed amount, the parties would be taking steps for quashing of FIR as well.

Learned counsel for the petitioner further states that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Sukhpal Singh, does not dispute this fact that the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 14.10.2021 is made absolute.

21.12.2021

Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes No

Whether reportable

Yes No