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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.39152 of 2020

Date of Decision: 25.01.2021

JAGSIR SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Narinder Singh Dadwal, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

[1]. The case has been taken up for hearing through video conferencing.

[2]. The petitioner seeks grant of anticipatory bail in case bearing FIR No.0003 dated 02.07.2020, registered under Sections 420, 406, 120-B IPC at Police Station NRI, District Ludhiana Rural.

[3]. As per office report, notice could not be issued to respondent No.2 for want of process fee.

[4]. Learned counsel for the petitioner submitted that the petitioner has paid an amount of Rs.10,50,000/- to the complainant towards full and final settlement of the claim of the complainant. Photocopy of receipt dated 15.01.2021 is placed

on record along with copy of the compromise of the even date.

[5]. Learned State counsel admitted the aforesaid position and stated that the parties have amicably resolved their differences.

[6]. Since the service has not been effected qua respondent No.2, therefore, I deem it appropriate to direct the petitioner to appear before the SHO/Investigating Officer to join investigation on 29.01.2021 and in the event of his arrest, he shall be released on anticipatory bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

- i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;
- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- iii) that the petitioner shall not leave the country, without prior permission of the Court and shall

surrender his passport, if any.

[7]. Investigating Officer shall issue notice to respondent No.2 before joining the petitioner. Respondent No.2 would be at liberty to oppose the joining of the investigation by the petitioner before the Investigating Officer, if he disputes the very factum of compromise and payment of amount of Rs.10,50,000/- to him.

[8]. With the aforesaid rider, this petition is disposed of.

January 25, 2021

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No