

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

**CRM-M-44278-2021
Date of decision: 18.11.2021**

Surinder Kumar Dhawan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 117 dated 16.11.2006, registered under Sections 420 and 120-B of the IPC at Police Station Fatehgarh Churian, District Gurdaspur.

The operative part of the order dated 21.10.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that a compromise was effected between the petitioner and complainant, however, later on, the complainant died. It is further submitted that in fact a third person is pursuing the present FIR, though the petitioner had filed a petition before this Court seeking quashing of the FIR on the basis of the said compromise, which could not mature.

Learned counsel further submits that during investigation, at one point of time, an untrace report was submitted by the police, however, the case has now been reopened as the petitioner, who was residing abroad, has returned.

Notice of motion for 18.11.2021.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 21.10.2021, has already joined the investigation and has also deposited his passport with the Investigating Officer.

Learned counsel for the State, on instructions from ASI Virender, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 21.10.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

18.11.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No