

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220

CRM-M-50108-2021
Date of Decision : 06.12.2021

Rajinder Pal Verma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aman Arora, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab
assisted by ASI Jasbir Singh.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in respect of FIR No.319 dated 22.09.2021 registered under Sections 406, 420, 467, 468, 471 & 34 of the IPC at Police Station Civil Lines, Patiala.

Learned counsel for the petitioner argues that the petitioner has nothing to do with the allegations alleged in the FIR and the allegations relate to his son and now the parties have already settled their dispute by compromise deed dated 17.11.2021, a copy of which has been appended with the present petition as Annexure P/9. Learned counsel for the petitioner submits that as per the said compromise, a sum of Rs.10,50,000/- is to be paid to the complainant, out of which, a sum of Rs.2,50,000/- has already been paid to him and the rest of the amount is to be paid by 30.05.2022 on

the dates already prescribed in the compromise and all the parties are agreeable on the terms and conditions of the same and, therefore, no useful purpose will be served by keeping the petitioner behind the bars hence, the petitioner may kindly be granted the benefit of regular bail.

Learned State counsel on instructions from ASI Jasbir Singh submits that a copy of compromise has already been presented before the Investigating Agency. He further submits that though, the complainant has not been impleaded in the present petition but he is present in the Court today and has been identified by the Investigating Officer, ASI Jasbir Singh, who is also present in the Court and the complainant does not dispute the execution of compromise between the parties and submits that he has no objection in case the prayer of the petitioner for the grant of regular bail is accepted.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Though, the allegations alleged against the petitioner are serious in nature but, as the parties have already amicably settled their dispute by entering into a written compromise, copy of which has been appended with the present petition as Annexure P/9 and they are also ready to execute their respective terms and conditions of the compromise, no useful purpose will be served by keeping the petitioner behind the bars, especially, when learned counsel for the petitioner undertakes that petitioner will not obstruct the trial or influence the witnesses, whose statements are yet to be recorded, in any manner. In case of default of the above undertaking, the State will be at liberty to approach this Court for passing appropriate orders.

Without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of trial Court/Duty Magistrate concerned.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

December 06, 2021

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No