

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(201)

CRM No. M-54264 of 2019

Date of Decision : 09.12.2021

Raj Kumar Gupta and another

....Petitioners

Versus

State of Punjab and another

....Respondents

(Through Video Conferencing)

***CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI***

Present:- Mr. Jaswinder Singh Grewal, Advocate for the petitioners.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab.

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**Harsimran Singh Sethi, J. (Oral)**

The petitioners are seeking anticipatory bail in FIR No. 04 dated 05.01.2018, under Section 420 of the Indian Penal Code, 1860, registered at Police Station City-1, Abohar, District Fazilka.

Learned counsel for the petitioners contends that the petitioners have joined investigation in terms of order passed by a Co-ordinate Bench of this Court dated 19.12.2019. Order dated 19.12.2019 is as under:-

*“The petitioners are seeking anticipatory bail in FIR No. 04 dated 05.01.2018, under Section 420 of the Indian Penal Code, 1860, registered at Police Station City-1, Abohar, District Fazilka.*

*Learned counsel for the petitioners contends that the the FIR is the outcome of a monetary dispute, which has now been resolved and the matter has been compromised between the parties.*

*Issue notice to the respondents.*

*Mr. Harinder Singh Aujla, Advocate, for Mr. Piyush Sharma, Advocate, has put in appearance on behalf of respondent No. 2 (complainant) and filed*

*'power of attorney', which is taken on record. He states that the matter has indeed been compromised between the parties.*

*List on 17.01.2020.*

*In the meantime, the petitioners are directed to appear before the investigating/arresting officer and join investigation.*

*In the event of their arrest, the investigating/arresting officer shall release the petitioners on ad interim bail subject to his/her satisfaction. The petitioners shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C. ”*

Learned State counsel on instructions from ASI Baldev Singh states that in terms of the order of a Co-ordinate Bench of this Court reproduced before, the petitioners have joined the investigation and no further interrogation of the petitioners is required at this stage.

In view of the above, the order dated 19.12.2019 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioners are required for the investigation but are not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

**December 09, 2021**  
*kanchan*

**( HARSIMRAN SINGH SETHI )**  
**JUDGE**

*Whether reasoned/speaking? Yes*  
*Whether reportable? No*