

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

CRM-M-212-2020 (O&M)

Date of decision: 07.02.2022

Karam Pal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Balraj Singh Rathee, Advocate for the petitioners.

Mr. Ashok Singh Chaudhary, Addl. A.G., Haryana.

Mr. Vijay Deep, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner has filed this petition for grant of anticipatory bail in case FIR No.470 dated 02.10.2019, registered at Police Station Safidon, District Jind, under Sections 341, 387 and 506 IPC.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that both the complainant and petitioner are in the business of selling liquor; that a dispute took place at the spur of moment but now with the intervention of the Panchayat and respectables, the matter has been compromised between them; that qua the said compromise, the complainant has also executed an affidavit dated 15.12.2019 and that petition i.e. CRM-M-54217-2019 for quashing of the aforesaid FIR, on the basis of compromise, wherein the reply filed by way of affidavit dated 14.01.2020 is on record.

Learned counsel for the complainant does dispute the factum of compromise.

Learned State counsel points out that the petitioner is involved in three other case.

At this, learned counsel for the petitioner submits that out of three other cases, the petitioner is on bail in two cases and third one has been cancelled.

I have heard the learned counsel for the parties.

Since the matter has been compromised between the parties with the intervention of the respectables and the petition for quashing of the FIR is also pending, on the basis of the said compromise. The arrest of the petitioner is stayed vide order 08.01.2020 passed by this Court.

Keeping in view the facts and circumstances of the present case and without expressing any opinion on the merits of the case, this Court finds merit in this petition and the same is allowed. The petitioner is directed to join the investigation as and when called upon to do so and if he is sought to be arrested, he shall be released on anticipatory bail to the satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

It is made clear that if pursuant to and in compliance with this order, the petitioner does not cooperate with the investigating agency, the investigating agency would be liberty to move an appropriate application for cancellation of bail.

07.02.2022

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No