

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(116)

CRM -M -5739-2022

Date of Decision : February 14, 2022

Subhash Chander Jossan

.. Petitioner

Versus

State of Punjab and another

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mohit Sadana, Advocate, for the petitioner.

Mr. Karambir Singh, Assistant Advocate General, Punjab.

Mr. Ishaan Khetarpal, Advocate, for the complainant.
(keeping in view the advance copy given).

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner submits that in the present case, the parties have already compromised their dispute as raised in the complaint filed under Section 138 of the Negotiable Instruments Act and the same has already been withdrawn, hence, in light of the said fact, the petitioner may kindly be protected as he intends to join the proceedings in respect of the present FIR before the trial Court.

Notice of motion.

Mr. Karambir Singh, learned Assistant Advocate General, Punjab, who has joined the proceedings through video conference, keeping

in view the service of advance copy of petition, accepts notice on behalf of

the respondent-State. Mr. Ishan Khetarpal, Advocate, who has also joined the proceedings through video conference, accepts notice on behalf of the complainant.

Learned State counsel concedes the factum that the parties have already compromised their dispute.

Learned counsel for the complainant does not dispute the factum with regard to the compromise between the parties and discharge of liability by the petitioner to the entire satisfaction of the complainant in the main case.

That being so, the trial Court/Illaqa Magistrate is directed that in case, the petitioner surrenders so as to join the proceedings in respect of the FIR in question, he be allowed the concession of anticipatory bail subject to its satisfaction.

The present petition is allowed in above terms.

February 14, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No