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

CRM-M-7011-2022

Date of Decision: 23.02.2022

Lokesh

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.S. Kainth, Advocate, for
Mr. Deepak Kumar Bartia, Advocate,
for the petitioner.

Mr. Karan Garg, AAG, Haryana.

Mr. Davinder Kumar, Advocate,
for respondent No.2/complainant.

(Through Video Conference)

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioner is seeking regular bail in FIR No.456, dated 21.08.2020, under Section 379-B of the IPC, registered at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioner argues that though the allegations alleged against the petitioner in the present FIR are yet to be proved but the parties have already settled their dispute which is clear from the Affidavit of respondent No.2/complainant, dated 14.10.2021, (Annexure P-4) and on the basis of the said compromise, even a petition for quashing of the present FIR has also been filed, wherein notice of motion has been issued by this Court. Learned counsel further submits that keeping in view

the said fact, as there is no apprehension with regard to petitioner influencing the trial or any witnesses, he may kindly be extended the concession of regular bail.

Learned State counsel concedes the fact that on the basis of compromise arrived at between the parties, CRM-M-44831-2021 has already been filed, wherein notice of motion has been issued by this Court.

Learned counsel for respondent No.2/complainant, who has also joined the proceedings through video conference, raises no objection in case prayer of the petitioner for grant of regular bail is accepted.

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

Keeping in view the facts that in the present case, the investigation is already over and the challan has also been submitted by the Investigating Agency, coupled with the fact that the parties have already compromised their dispute, for which a quashing petition has also been filed before this Court to quash the FIR in question, wherein notice of motion has been issued, no useful purpose will be achieved in keeping the petitioner behind the bars any further during the conduct of trial as there is no apprehension of the petitioner influencing the trial or any witnesses in the facts and circumstances of the present case as the trial is likely to take some time before it concludes in view of the restrictive working of the Courts due to Covid-19 pandemic.

In view of the above and without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of the 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.

23.02.2022

Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes
2. Whether reportable : No