

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

CRM-M-13086 of 2021(O&M)

DECIDED ON:21st April, 2022

Sita Ram Garg

.....PETITIONER

VERSUS

State of U.T. Chandigarh and another

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Ms. Promila Nain, Advocate for petitioner.

Mr. Shashank Bhandari, Addl. PP for UT Chandigarh.

Mr. Lalit Singla, Advocate for complainant.

AVNEESH JHINGAN, J (ORAL)

This petition is filed for grant of anticipatory bail in case of FIR No.212 dated 31.12.2020 under Sections 420, 448, 467, 468, 471, 120-B IPC, registered at Police Station Central, Sector 17, Chandigarh.

Notice of motion was issued and the matter was referred to the Mediator and arrest of the petitioner was stayed on 22.4.2021.

On 18.2.2022, following order was passed:

"This petition under Section 438 Cr.P.C. was filed seeking anticipatory bail in FIR No. 212, dated 31st December, 2020 under Sections 420, 448, 467, 468, 471 and 120-B IPC, registered at Police Station Central, Sector 17, Chandigarh.

The petition is pending since 22nd March, 2021. During the pendency of the petition, the arrest of the petitioner was stayed and matter was referred to the Mediation & Conciliation Centre of this Court. As per the report received, the mediation has failed.

Learned counsel appearing for U.T., Chandigarh submits that petitioner has joined the investigation however, he is required to join the investigation again.

Learned counsel for the complainant submits that one more opportunity be provided to the parties to resolve the issue amicably.

The parties are directed to appear before the Mediation & Conciliation Centre of this Court on 25th February, 2022.

In the meantime, let petitioner join the investigation. In case of arrest, he shall be released on interim bail subject to furnishing adequate bail bonds to the satisfaction of Investigating Officer. He shall continue to join the investigation as and when called for. He shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

List on 21st April, 2022 ."

Mediator report dated 18.4.2022 has been received stating that the parties have not been able to arrive at an amicable settlement.

Learned counsel for UT submits that the petitioner has joined investigation, though there is an issue with regard to the recovery of the original rent agreement. He on instructions from ASI Narinder Kumar fairly submits that the agreement is with petitioner is itself disputed.

Mr. Lalit Singla, Advocate, appears for complainant and argued at length to opposes the confirmation of interim bail.

In view of statement made by learned counsel for UT, Chandigarh, the interim bail is made absolute.

21st April, 2022

reema

**(AVNEESH JHINGAN)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>