

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(205)

CRM-M-19696-2021

Date of decision: - 29.11.2022

Mandeep Singh

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Harneet Singh Oberoi, Advocate,
for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

Ms. Manu Loona, Advocate
for respondent No.2.

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.82 dated 18.04.2021, under Section 420 IPC, at Police Station City-I, Abohar, District Fazilka.

On 27.05.2021, a Co-ordinate Bench of this Court was pleased to pass the following order:-

“The matter has been taken up through video conferencing.

Learned counsel for the parties submit that there is a good chance that the dispute between them may be settled through mediation.

In view of the above statement, the matter is referred to the Mediation & Conciliation Centre of this Court where the parties are directed to appear on 07.06.2021 at 11.00 a.m.

To await the report of the mediation proceedings, adjourned to 01.09.2021.

Only to facilitate the above mediation proceedings, the petitioner's arrest is stayed.

(DEEPAK SIBAL)
JUDGE

May 27, 2021"

Learned counsel for the petitioner has submitted that in the present case, a primarily civil dispute is given a criminal colour and the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Amrik Singh, has submitted that the petitioner has joined the investigation and is not required for further investigation

Keeping in view the abovesaid facts and circumstances more so and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed, subject to the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. conditions and the interim order dated 27.05.2021 is ordered to be made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

November 29, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No