

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-20512-2022

Date of decision : 18.7.2022

Parveen Kumar

... Petitioner

VERSUS

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Parminder Singh, Advocate,
for the petitioners.

Ms. Harpreet Kaur, AAG, Haryana.

Mr. Pankaj Kaushik, Advocate,
for the complainant.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.164 dated 20.4.2022 registered under Sections 406, 420 IPC and Sections 10, 24 of Immigration Act at Police Station Pehowa, District Kurukshetra.

Counsel for the petitioner submitted that the petitioner has joined the investigation in compliance of order of interim bail dated 18.5.2022 passed by this Court. He further submits that even otherwise, now compromise has been effected between the parties, as per which, settlement has been effected between the parties. Copy of the affidavit of complainant- Jasmer Singh regarding the aforesaid compromise produced by the counsel for the petitioner is taken on record.

State counsel on instructions from SI Khushhal has admitted the fact that the petitioner has joined the investigation and further submits that now he is not required by the police for further investigation as the matter has been compromised between the parties.

Counsel for the complainant has not refuted the fact regarding the compromise which has been effected between the parties and has not disputed the affidavit dated 15.7.2022 sworn by complainant-Jasmer Singh whose copy has been placed on record by the counsel for the petitioner.

As per office report, the petitioner deposited an amount of ₹ 5 lakhs with the Registry in compliance of previous order dated 18.5.2022 passed by this Court. Counsel for the complainant submits that he has no objection if the aforesaid amount is refunded to the petitioner by the Registry. Counsel for the complainant further submits that this fact has also been mentioned in the aforesaid affidavit of Jasmer Singh.

In view of above, present petition is hereby allowed and order of interim bail dated 18.5.2022 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. Registry is directed to refund the amount of ₹ 5 lakhs to the petitioner which was deposited by him in compliance of order dated 18.5.2022.

July 18, 2022
Paritosh Kumar

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No