

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

CRM-M No.20775 of 2022 (O&M)

Date of decision: 16.05.2022

Harjinder Singh @ Jinder

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Bawa, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.203 dated 15.09.2021 registered under Sections 307, 379-B, 353, 186, 332, 333, 341, 506, 427, 34 IPC (Section 326 IPC added subsequently) at Police Station Gharinda, District Amritsar (Rural).

Counsel for the petitioner has relied upon the order dated 15.03.2022 passed in CRM-M No.9648 of 2022 vide which the co-accused of the petitioner has been granted the concession of anticipatory bail. The operative part of the said order, reads as under:-

“Learned counsel for the petitioner submits that though there are serious allegations against the petitioner, however, the matter stands amicably settled between the parties and the complainant has sworn in an affidavit dated 08.02.2022 in this regard. It is further submitted that the petitioner has already filed a petition, bearing CRM-M-9846-2022, seeking quashing of the FIR on the basis of the compromise, and vide order of the even date, notice of

motion has been issued for 19.05.2022 and the parties have been directed to appear before the trial Court/Illaqha Magistrate for recording of their statement in support of the compromise entered into between them.

This fact is not disputed by learned counsel for the complainant.

Learned State counsel, on instructions from the Investigating Officer, has also not disputed the aforesaid fact.

Accordingly, the present petition is allowed. The petitioner is granted the concession of anticipatory bail, subject to conditions envisaged under Section 438(2) Cr.P.C.”

For the sake of brevity, the facts are not reproduced again.

Counsel for the State, on instructions from ASI Rashpal Singh has not disputed the fact that the matter stands compromised between the parties.

Accordingly, the present petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it will be open for the Investigating Officer to call upon the petitioner to join investigation, if so required, by issuing him a written notice in this regard.

(ARVIND SINGH SANGWAN)
JUDGE

16.05.2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No