

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

204

CRM-M-54363-2019 (O&M)

Date of Decision: 09.08.2022

Himat Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Navjot Singh, Advocate,
for the petitioner.

Mr. H.S.Multani, AAG, Punjab
assisted by ASI Barinder Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.24 dated 15.02.2018 at Police Station Fatehgarh Churian, District Gurdaspur, under Sections 452/323/324/326/148/149/427/506 IPC.
2. On 15.03.2022, while allowing application for grant of stay on arrest of the petitioner in view of the compromise effected amongst the parties, this Court passed the following order:

“The application has been filed seeking grant of stay on arrest of the petitioner in view of the compromise effected amongst the parties.

Learned counsel for the applicant submits that the matter has been amicably resolved amongst the parties and a compromise has been effected and in fact a petition for quashing of the FIR on the basis of compromise has already been filed in this Court.

Mr. Ajay Kumar Dahiya, Advocate, appearing on behalf of the complainant has endorsed the factum of compromise and has submitted that he has no objection for grant of anticipatory bail to the petitioner.

Learned State counsel has feigned ignorance about the compromise. He has however, opposed the application on the ground that serious allegation pertaining to commission of offence under Section 326 IPC has been levelled.

Having regard to the fact that the matter has been amicably resolved amongst the parties and the complainant has no objection for grant of anticipatory bail, the application is allowed and in the event of arrest, the applicant-petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 15.03.2022 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

09.08.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**