

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(203)

2023:PHHC:046749
CRM-M-6786-2023(O&M)
Date of Decision: 29.03.2023

Kamal Batra

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. Aman Bansal, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. B.S. Jaswal, Advocate for the complainant.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.0126 dated 26.11.2022 registered under Sections 420, 465, 467, 468, 471 and 120-B IPC at Police Station, Mullanpur, District SAS Nagar, Mohali.

By virtue of the order dated 23.2.2023 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 23.2.2023 petitioner has joined investigation. He further submits that parties have already resolved the dispute by way of compromise dated 22.2.2023. He further submits that the interim order may kindly be made absolute.

Learned counsel for the complainant has affirmed the submissions made by counsel for petitioner. He submits that parties have amicably resolved their dispute and have exchanged the affidavits. He further submits that he has no objection if the bail granted to the petitioner is confirmed.

Learned State counsel on instructions from ASI Bhupender Singh has endorsed the fact that petitioner has joined investigation. He, however, submits that even after confirming the bail of the petitioner, he would be required for further investigation as rest of the accused are yet to be arrested in this case.

In view of the above, the order dated 23.2.2023 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed. It is made clear that the petitioner would be bound by the conditions as envisaged under Section 438(2) Cr.P.C and the investigating agency would be at liberty to call the petitioner for investigation purposes, if, so required subject to the conditions envisaged under Section 438(2) Cr.P.C.

(RAJESH BHARDWAJ)
JUDGE

29.03.2023

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No