

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Date of Decision:-20.01.2023

CRM-M-19874-2022

Gurmangat Singh.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

AND

CRM-M-52047-2022

Ritu.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Sandeep Siwach, Advocate for the Petitioner
(in CRM-M-19874-2022).

Mr. Gourav Jain, Advocate for the Petitioner
(in CRM-M-52047-2022).

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

Mr. Lakhwinder Singh Dandiwal, Advocate for the
Complainant.

JASJIT SINGH BEDI, J. (ORAL)

By this common order I shall dispose of both the
aforementioned bail applications as the same have arisen out of one and the
same FIR.

2. The Prayer in these petitions under Section 439 Cr.PC is for the
grant of regular bail in case FIR No.168 dated 27.07.2021 under Sections

420, 467, 468, 471, 120-B, 171 IPC and Sections 419, 465, 474, 170 IPC added later on registered at Police Station Sadar Raita, District Fatehabad.

3. The present FIR came to be registered on the complaint of Jagsir Singh son of Harbans Singh who stated that he was a resident of village Baliala and was known to the accused Gurmangat Singh (petitioner in CRM-M-19874-2022), Pardeep Kumar @ Babbu son of Dalbir Singh, Captain Mangal Singh, Jitender Singh, Jit Singh and Ritu (petitioner in CRM-M-52047-2022). Since he was desirous of getting a job in the military, Gurmangat Singh got him (complainant) introduced with Captain Mangal Singh. By alluring Gurmangat Singh got transferred Rs.2 lacs from the account of his (complainant's) brother to his other account (Gurmangat Singh's account). A sum of Rs.2 lacs were given to Pardeep Kumar brother of Gurmangat Singh, Captain Mangal Singh and Jagga but neither the complainant nor his nephew got selected. Thereafter the accused gave false computer generated gate pass and joining letter and were taken to Agra. They were kept there for 10 days and sent back. A sum of Rs.3 lacs was thereafter taken from him (complainant) and his nephew Vicky. Action was sought for cheating him of Rs.4 lacs on the pretext of getting him recruited.

4. The Counsel for the petitioners contends that a compromise has been effected between the parties on 01.03.2022 (Annexure P-1). The petitioners were in custody since 12.11.2021 and 24.01.2022 respectively. Only 02 out of 11 prosecution witnesses had been examined. As such the further incarceration of the petitioners was not required.

5. The Counsel for the complainant has accepted the fact that a compromise has been effected between the parties. He states that he has no have no objection if the petitioners may be granted the concession of bail.

6. The Counsel for the State on the other hand admits the fact that the petitioners have been in custody since 12.11.2021 and 24.01.2022 respectively. He also admits to the factum of a compromise having been effected between the parties. He however submits that there are three other cases against Gurmangat Singh. In FIR No.334 he is on bail as a compromise has been effected, in FIR No.366 he has been granted the concession of bail and in FIR No.250 his bail petition is pending adjudication for today. Qua petitioner-**Ritu**, it is submitted that she is an accused in FIR No.250 and her bail application is also listed for hearing today.

7. I have heard learned Counsel for the parties.

8. Admittedly, the petitioners are in custody since 12.11.2021 and 24.01.2022 respectively. A compromise has been effected between the complainant on the one hand and the accused on the other hand. The case is triable by the court of a Magistrate. As such the further incarceration of the petitioners is not required.

7. Thus, without commenting on the merits of the case, the petitioners-**Gurmangat Singh** son of Sh. Dalbir Singh and **Ritu** wife of Radhey Sham are ordered to be released on bail subject to the satisfaction of learned CJM/Duty Magistrate, concerned.

Petitions stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

January 20, 2023
Vinay

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No