

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.26454 of 2023
Date of decision: 3rd October, 2023

Ram Sharan

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. GBS Dhillon, Advocate for the petitioner.
Mr. Mohit Kapoor, Addl. Advocate General, Punjab
for the respondent/State.
Mr. Kamal Narula, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0079 dated 07.05.2023 under Sections 420, 465, 467, 468, 471, 120-B IPC registered at Police Station City Fazilka, District Fazilka.

2. On the last date of hearing, i.e. 25.05.2023, while noticing the following submissions made by learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner inter alia submits that petitioner has merely been one of the marginal witness to the family settlement dated 16.01.2014 and there has been a long delay of almost 8 years in lodging of the FIR from the date of death of Nazir Chand.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 25.05.2023, the petitioner has joined investigation and cooperated with the investigating agency. It has also been submitted that during the pendency of the instant petition, the matter has been amicably settled between the parties.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. Learned counsel for the complainant has not disputed that the matter stands amicably settled between the parties. He also does not oppose the prayer made for grant of the concession of anticipatory bail to the petitioner.

6. In the circumstances, the petition is allowed and the interim order dated 25.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

October 3, 2023

rps

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