

**208 IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH****CRM M-26331-2023 (O&M)****Date of Decision: 05.09.2023**

Sonu Vasik

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Chandan Singh, Advocate and
Mr. Satveer Singh Badal, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab
for respondent No.1.

Mr. G.S. Dhillon, Advocate for respondent No.2.

MAHABIR SINGH SINDHU. J.

1. Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short "Cr.P.C") for grant of pre-arrest bail to the petitioner in FIR No.0117 dated 23.10.2022, under Sections 381, 120-B, 465, 467, 468 & 471 of Indian Penal Code, 1860 (for short "IPC"), registered at Police Station Mullanpur, District SAS Nagar.
2. The Co-ordinate Bench, vide order dated 24.05.2023, granted interim bail to petitioner and the same reads as under:-

"Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.0117 dated 23.10.2022 registered under Sections 381, 120-B, 465, 467, 468, 471 IPC at Police Station Mullanpur, District SAS Nagar.

Counsel for the petitioner inter alia contends that the petitioner was not named in the FIR and is later on falsely implicated in the present case and now the matter stands compromised between the parties and the petitioner is ready to join investigation with the police and that copy of the compromise deed is Annexure P-6.

Notice of motion.

Mr. G.S.Dhillon, Advocate has put in appearance on behalf of the complainant and has admitted the factum of compromise as well as compromise deed (Annexure P-6) and is having no objection if the petitioner is granted anticipatory bail.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State and prays for time to seek necessary instructions with regard to compromise (Annexure P-6).

Now be listed on 5.9.2023.

In view of the fact that the parties have effected compromise, the petitioner is hereby directed to join the investigation with the police and in case of arrest, he is to be released on interim bail by the investigating officer/arresting officer to his own satisfaction till the next date fixed in this case. The petitioner is also to abide by the conditions envisaged under Section 438 (2) of Cr.P.C ”

3. Learned counsel for the petitioner submits that the matter has been compromised between the parties.

4. Even, learned counsel for the complainant has acknowledged the factum of compromise between the parties.

5. Without expressing any opinion on the validity of compromise, the order dated 24.05.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

6. Petition stands *disposed off*.

7. Needless to say that in case petitioner back out from the compromise, the complainant shall be at liberty to move an application for recalling of this order.

8. Pending application(s), if any, shall also stand disposed off.

05.09.2023
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(MAHABIR SINGH SINDHU)
JUDGE

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