

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102

CRM-M-30430-2023 (O&M)
Date of Decision: 01.09.2023

Saurabh Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr. Satbir Rathore, Advocate,
for the petitioner.

Mr. Sanish Girdhar, AAG, Punjab.

Mr. V.K. Pujara, Advocate for
Mr. C.S. Rana, Advocate for the complainant.

VIKAS SURI, J. (Oral)

1. Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.226 dated 04.12.2022, under Sections 406, 420 IPC and Section 13 of the Punjab Travel Professional (Regulation) Act, 2014, registered at Police Station Basti Bawa Khel, District Jalandhar.

2. On 22.08.2023, the following order was passed:-

“Learned counsel for the petitioner submits that subsequent to filing of the affidavit dated 24.07.2023, pursuant to order dated 17.07.2023 passed by this Court, the parties have further conferred and amicably agreed to settle the entire dispute for a sum of Rs.13,65,000/-. It is further

submitted that out of the said amount, Rs.90,000/- already stands remitted through IMPS transaction and a sum of Rs.1,00,000/- by way of demand draft dated 30.07.2023 in favour of Ms. Palak Mahajan, has been handed over to learned counsel representing the complainant in court today. It is further submitted that out of the balance amount, which remains to be paid i.e. Rs.11,75,000/-, an amount of Rs.6,00,000/- would be paid by 30.11.2023 and the remaining amount of Rs.5,75,000/- by 28.02.2024.

Learned counsel for the complainant acknowledges the aforesaid settlement and submits that the same is acceptable to the complainant. She prays for a short accommodation to file her power of attorney in the Registry.

Let the respective affidavits of the petitioner and complainant be filed on or before the next date.

List on 01.09.2023.”

3. In compliance of order dated 22.08.2023, learned counsel for the petitioner has filed affidavit dated 01.09.2023 of the petitioner reiterating the settlement arrived at between the parties, which is taken on record.

4. Affidavit of the complainant dated 31.08.2023, along with power of attorney was filed in the registry. The same are also taken on record.

5. Learned counsel for the parties submit that in view of the settlement arrived at and the compromise effected between the parties, the present petition seeking anticipatory bail be accepted, subject to the petitioner adhering to the terms of the settlement noticed in the order dated 22.08.2023 and affirmed by the respective affidavits.

6. In the light of the above and the consensus arrived at between the parties, the present petition is allowed. The petitioner shall join the

investigation and would associate as and when called. In the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal bond and surety to the satisfaction of Arresting/Investigating Officer. The petitioner shall abide by the conditions specified in Section 438(2) Cr.P.C.

7. Needless to observe that in case of default in adhering to the afore-noticed terms and timelines, the complainant would be at liberty to seek cancellation of this order.

September 01, 2023

sumit.k

(VIKAS SURI)
JUDGE

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