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

CRM-M-38151-2022

Date of Decision: 06.11.2023

Gurmukh Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sunil Agnihotri, Advocate,
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

Mr. A.K. Yadav, Advocate for
Mr. Ravi Chadha, Advocate
for respondent No.2.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.116 dated 20.07.2022, under Section 406 IPC, registered at Police Station Dasuya, District Hoshiarpur.

2. It has been submitted by learned counsel for the petitioner that in the present case, there was a dispute of an amount of Rs.50,000/- which has already been settled between the parties and the petitioner has already paid the aforesaid amount to the complainant. He further submitted that earlier when the arrest of the petitioner was stayed, he had joined the investigation.

3. Mr. A.K. Yadav, Advocate has caused appearance on behalf of Mr. Ravi Chadha, learned arguing counsel for respondent No.2 and has stated

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that he has clear instructions from respondent No.2 that the compromise has been arrived at between the parties and the aforesaid amount has been paid to the complainant and there is nothing due against the petitioner.

4. On the other hand, Mr. Ramdeep Partap Singh, learned Sr. DAG, Punjab stated that since the dispute between the parties was a financial dispute which has now been settled and the State has no objection in case the petitioner is granted anticipatory bail.

5. In view of the above, the present petition is allowed. It is directed that in case in future the petitioner is required for the purpose of further investigation then he shall cooperate and join the investigation as and when called upon to do so by the I.O. and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

6. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

06.11.2023
Bhumika

(JASGURPREET SINGH PURI)
JUDGE

1. Whether speaking/reasoned	Yes/No
2. Whether reportable:	Yes/No