

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(201)

CRM-M-48910-2021

Date of Decision: 06.02.2023

Tajinder Pal Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. H.S. Kahlon, Advocate for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. Vivek K. Thakur, Advocate for the complainant.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.75 dated 2.10.2021 registered under Sections 417, 420 and 506 IPC at Police Station, Narot Jaimal Singh, District Pathankot.

Vide order dated 29.11.2021, this court had stayed the arrest of the petitioner subject to his abiding by the undertaking given by the counsel with regard to withdrawal of the civil suit as also signing the dissolution deed. Thereafter, it was brought to the notice of the court that petitioner did not honor the undertaking given before this court, however, vide order dated 23.1.2023 last opportunity was given to the parties to appear before the Mediation & Conciliation Centre of this court to make efforts for exploring the possibility of amicable settlement of the dispute. It has been submitted before this court that as the petitioner did not honor the undertaking given before this court, compromise could not be effected.

Learned counsel for the petitioner vehemently submits that the dispute in question is civil in nature and the petitioner is not liable for the

allegations levelled against him.

In view of the above circumstances, this court is of the opinion that allegations and counter allegations are totally a matter of investigation. This court had shown indulgence in the matter, however, the undertaking given by the petitioner before this court was never honored by him. Finding no merit in this petition, same is accordingly, dismissed. However, the investigating agency is at liberty to proceed with the investigation.

(RAJESH BHARDWAJ)
JUDGE

06.02.2023

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