

2023:PHHC:051958

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No. 206

CRM-M-47776-2022 (O&M)

CRM-M-50679-2022

Date of Decision:-13.04.2023

MOHIT AND ANOTHER

... Petitioners

Versus

STATE OF HARYANA

.. Respondent

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present:-
Ms. Aashna Gill, Advocate for the petitioner(s).

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

..-

SANDEEP MOUDGIL, J. (Oral)

This application has been filed under Section 438 Cr.P.C seeking grant of pre-arrest bail in FIR No. 424 dated 15.08.2022 (Annexure P-1) registered under Sections 365, 506, 34 of IPC (Sections 148, 149, 323, 379-B of IPC added later on and Section 34 of IPC was deleted) at Police Station Pundri, District Kaithal.

Learned counsel for the petitioners contends that the controversy in the instant case has been compromised between the parties and the quashing petition has already been filed wherein it was observed that since the investigation is going on and till the filing of challan, the quashing petition on the basis of compromise cannot not be entertained which was withdrawn with liberty to file the same after completion of the evidence.

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It is the contention made by the counsel for the petitioners that since there is no protection to the petitioner and as such they are not able to join the investigation and in the light of the compromise the complainant is also not pressing upon the prosecution investigating agency to move in the matter.

In the light of the aforesaid fact once the petitioner joins the investigation who is not required to further custodial interrogation apart from the fact that compromise has been effected between the parties, as such order dated 24.11.2022 is made absolute.

This petitions are disposed of.

13.04.2023
yogesh

(SANDEEP MOUDGIL)
JUDGE

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