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

CRM-M-58560-2022

Date of decision : 21.08.2023

Sukriti @ Sukirti

..... Petitioner

versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Ms. Geeta Bansal, Advocate
for the petitioners.

Mr. Gaurav Bansal, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

On 05.05.2023, the following order was passed:-

“Counsel for the petitioner submits that the dispute was already settled between the parties and settled amount of ₹4.5 lakh was given to the complainant on behalf of the accused persons including the petitioner vide receipt dated 25.2.2022 and CRM-7848-2023 has been filed for placing on record the said receipt as Annexure P-3.

Allowed as prayed for.

In the main petition, counsel for the petitioner submits that let the fact of the aforesaid compromise be got verified from the complainant by putting him the aforesaid receipt. He further submits that in view of the aforesaid mentioned circumstances, the petitioner had not deposited the amount of ₹6.45 lakh in compliance of previous order.

Counsel for the petitioner prays for more time

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to comply with the previous directions given by this Court.

State counsel on instructions from Inspector Davinder apprised the Court that the petitioner has not joined the investigation with the police.

Counsel for the petitioner submits that joining of investigation was subject to deposit of ₹6.45 lakh which the petitioner failed to deposit. He further made prayer that the complainant be called in Court to get verified the fact of compromise and genuineness of receipt (Annexure P-3).

In view of above, now be listed on 21.8.2023.

Interim order to continue.

In the meanwhile, the investigating officer is directed to get verified the genuineness of receipt (Annexure P-3) from the complainant.”

2. Today, learned State counsel, on instructions from Inspector Neeraj, submits that the genuineness of the receipt stands verified and it has been found to be genuine.

3. In view of above, order dated 05.05.2023 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

4. This order should not be treated as "blanket" order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

5. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency, to investigate into the charges against the petitioner.

6. The petitioner shall be deemed to be in custody for the

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purpose of Section 27 of the Evidence Act, 1872 in regard to a discovery of facts made in pursuance of information supplied by the petitioner in case the occasion arises.

7. It will be open to the police or the investigating agency to move this court for a direction under Section 439 (2) Cr.P.C. to arrest the accused, in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

8. Needless to say that anything observed herein shall not be construed to be an opinion on the merits of the case.

9. Disposed off accordingly.

(PANKAJ JAIN)
JUDGE

21.08.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No