

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

214

CRM-M-60167-2022 (O&M)

Date of Decision: 24.01.2023

Deepak

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Gautam Dutt, Advocate, for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana,
assisted by ASI Rupesh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of a case registered against him vide FIR No.357 dated 02.09.2022 at Police Station Furrukh Nagar, District Gurugram, under Sections 387, 506 IPC.
2. The FIR was lodged at the instance of Surender Singh, wherein it is alleged that he had received an amount of Rs.74,56,883/- as compensation on account of acquisition of his land. It is alleged that Karambir, Deepak and Mohit upon coming to know about the same started threatening the complainant and demanded an amount of Rs.50 lakhs from him and issued threats that in case the same is not delivered to them, his family will be eliminated.
3. Learned counsel for the petitioner has submitted that the FIR in question came to be lodged under some misunderstanding, which has now been

- resolved and as a matter of fact a petition for quashing of FIR on the basis of a compromise has already been filed in this Court and pursuant to directions issued by this Court, statement of the complainant has already been recorded by the trial Court. Learned counsel for the petitioner in this regard has passed on orders passed by this Court in CRM-M-2717-2023 and a copy of *zimni* order dated 20.01.2023 recorded by the trial Court.
4. On the other hand, learned State counsel while opposing the petition has submitted that since the petitioner is specifically named in the FIR and there are specific allegations against him regarding having threatened the complainant for the purpose of extorting an amount of Rs.50 lakhs, no case for grant of bail is made out. It has also been submitted that since a mobile phone through which some threatening messages/photos had been sent has already been recovered from the petitioner. Learned State counsel has submitted that it is apparently a case where the petitioner has been successful in intimidating the complainant or has won him over on account of which the complainant has perhaps agreed to compromise the matter. Learned State counsel has, however, informed that the petitioner as on date has been behind bars since the last more than 4 months and that he is involved in 1 more case.
5. This Court has considered rival submissions.
6. Though specific allegations are leveled against the petitioner in the FIR, but having regard to the fact that the matter seems to have been compromised amongst the parties and the petitioner otherwise has been behind bars since the last more than 4 months, further detention of the

petitioner will not serve any useful purpose. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

24.01.2023

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**