

CRM-M-60702-2023

2023:PHHC:160332

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

101

CRM-M-60702-2023

Date of Decision : December 14, 2023

HARDEEP SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Barjinder Singh, Advocate for the petitioner.
Ms. Kanica Sachdeva, AAG, Punjab.
Mr. Hardeep Singh Dhillon, Advocate for the complainant.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition filed under Section 438 Cr.P.C., prayer is made for grant of anticipatory bail to the petitioner in case FIR No.200 dated 6.8.2018 under Sections 467, 468, 471, 420, 406 of IPC, registered at Police Station Patran, District Patiala.
2. The allegations as culled out from the FIR are that the petitioner duped the complainant on the pretext of getting a job in the Army, and the petitioner has provided fake appointment letter etc. to the complainant.
3. The matter pertains to the year 2018. Till date neither the investigating agency has declared the petitioner as a proclaimed offender nor any further investigation is carried out.
4. On a specific query by this Court, the learned State counsel on instructions imparted to her by ASI Amrik Singh, informs this Court that since the matter was under compromise, therefore, the investigation was not carried out.

5. Today, Mr. Hardeep Singh Dhillon, Advocate has caused appearance on behalf of the complainant and submits that now the matter has been compromised and there is no liability left towards the petitioner. He further submitted that he has no objection in case the present petitioner is enlarged on anticipatory bail.

6. Considering the fact that the matter has already been compromised between the parties and the only dispute is with regard to money, this Court deems it fit and appropriate to enlarge the petitioner on anticipatory bail.

7. In view of the above, the present petition is **allowed** with a direction to the petitioner to join the investigation as and when called by the Investigation Officer. In case, the petitioner joins the investigation, he shall be released on regular bail subject to his furnishing personal bonds and surety to the satisfaction of the learned trial Court concerned. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

8. In case, the petitioner does not join the investigation or does not co-operate in the investigation, the respondent/state shall be at liberty to file an application for cancellation of his anticipatory bail.

(KULDEEP TIWARI)
JUDGE

December 14, 2023
ajay-1

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