



CRM-M- 28537-2024
Date of decision: 03.09.2024

....Petitioner.

Versus

....Respondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Mr. Ankit Grewal, DAG, Punjab.

• • • • •

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C,
the petitioner seek anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Section	Police Station
50	17.04.2024	420 IPC	E-Division Amritsar, District Amritsar

2. Learned counsel for the petitioner submits that in compliance to the order dated 30.05.2024, the petitioner has joined the investigation. He further submits that the matter has been compromised between the parties vide compromise/settlement dated 22.08.2024, copy of which is annexed as Annexure 'A'. The same is taken on record.



3. During the course of hearing on 30.05.2024, following order has been passed: -

‘2. Learned counsel for the petitioner, inter alia, contends that the petitioner has been falsely implicated in this case on account of business transactions between the complainant and the petitioner and even the partnership was executed on 18.02.2022 vide Annexure P-4. He submits that there had been transactions inter se parties and whatever amount was due had been paid back to the complainant. He further submits that the petitioner is ready to join the investigation.

3. Notice of motion.

4. On the asking of the Court, Mr. Ankit Grewal, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and has not disputed the factual matrix and seeks time to file status report/reply.

5. Ms. Ravisha Mahajan, Advocate, has put in appearance on behalf of the complainant to assist the learned State counsel and filed power of attorney, which is taken on record. She submits that the matter may be referred to Mediation as there are chances of matter being settled.

6. In view of these circumstances, matter is referred to Mediation and Conciliation Centre of this Court.

7. Parties are directed to appear before the Mediation and Conciliation Centre of this Court on 04.06.2024 at 11 A.M.

8. Report from Mediator be awaited for 03.09.2024.

9. Reply be filed well before the date fixed with an advance copy to the counsel opposite.

10. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from



today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C'.

4. Learned State counsel, on instructions received from ASI Chhinder Kumar, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Mr. V.K.Kaushal, Advocate, has entered appearance on behalf of the complainant and submitted that the matter has been compromised between the parties vide compromise/settlement dated 22.08.2024 (*supra*) and qua the same, a quashing petition, has already been filed by the petitioner, i.e. CRM-M-43147-2024, '*Raj Sharma @ Neeraj Sharma vs. State of Punjab*'.

6. Keeping in view the above submissions made by learned State counsel and learned counsel for the complainant and the fact that the petitioner had joined the investigation consequent to the order dated 30.05.2024 passed by this Court, interim bail granted vide order dated 30.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will



not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 7. The petition stands allowed.
- 8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

03.09.2024
preeti

(SANJIV BERRY)
JUDGE

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |