



101 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-50432-2024
Date of decision : 28.10.2024

HARISH AND ANOTHER
... Petitioners

VERSUS

STATE OF HARYANA
... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Nafeesh Ahmed, Advocate
for the petitioners.

Mr. Parveen Kumar Aggarwal, Deputy A.G., Haryana.

Mr. Azad Khan, Advocate for
Mr. Aazam Khan, Advocate
for the complainant-Ismail and victim-Sakir.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioners in criminal case having FIR No.512 dated 26.10.2023 registered under Sections 341, 365, 506 and 323 of IPC at Police Station Sadar Nuh, District Nuh.

2. Status report by way of an affidavit of Surender Kumar, HPS, Deputy Superintendent of Police, Nuh filed on behalf of the State is taken on record along with Annexure R-1 to Annexure R-5. Copy thereof is supplied to counsel for the petitioners.



3. Report is also received from the Court of Judicial Magistrate First Class, Nuh, as per which victim Sakir made statement in the said Court to the effect that matter has been compromised between the parties.

4. Counsel for the petitioners submits that petitioners have joined investigation with the police in compliance of the previous order passed by this Court and that the matter has been compromised between the parties.

5. Learned State counsel on instructions from ASI Ashok Kumar submits that petitioners have joined investigation with the police and as per the report submitted by the trial Court, it appears that now matter has been compromised between the parties. The State counsel further submits that now petitioners are not required by the police for any further interrogation or custodial interrogation.

6. Counsel appearing on behalf of the complainant submits that now the opposite party has retracted from the compromise and that the present petition be dismissed.

7. From the perusal of the report submitted by the Court of Judicial Magistrate First Class, Nuh, it appears that the victim namely Sakir admitted that factum of compromise while appearing in the said Court. Further nothing remains to be recovered from the petitioners and the petitioners are not required for any further investigation by the Investigating Agency. In the given circumstances, no purpose is going to be served even if the petitioners are subjected to custodial interrogation at this point of time.



8. In light of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 16.10.2024 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

28.10.2024
Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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