

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 59197 of 2023 (O&M)
Date of Decision: 28.02.2024

Pratap Singh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Ms. Ruby Kaur, Advocate
for the petitioner.

Mr. Rajiv Sidhu, Deputy Advocate General, Haryana.

Mr. Anmol Partap Singh Mann, Advocate
for the complainant.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition filed under Section 439 Cr.P.C., seeks grant of regular bail pending trial in case bearing FIR No. 94 dated 19.05.2023, under Sections 420, 467, 468, 471 & 120-B of IPC, registered at Police Station Rojka Meo, District Nuh.

[2] As per allegations, the petitioner, on the basis of forged General Power of Attorney, cheated the complainant.

[3] Learned State Counsel vehemently opposes the prayer for grant of regular bail to the petitioner; though, learned counsel for the complainant states that the parties have entered into a settlement and as per terms thereof, the petitioner is in the process of withdrawing his

civil suit(s), besides accepting the title of land (in question) vesting with the complainant.

[4] I have heard learned counsel for the parties and gone through the paper-book.

[5] It is not in dispute that a settlement has been arrived at between the parties. In view thereof, followed by subsequent steps taken of the parties as well as the conclusion of investigation with the filing of challan and the custody period of petitioner being almost five months, I do not find any justification to extend the incarceration of the petitioner.

[6] In view of the above, but without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is **allowed** and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the Trial Court / Illaqa Magistrate / Duty Magistrate concerned.

[7] Pending miscellaneous application(s), if any, shall also disposed off.

February 28, 2024
'dk kamra'

(HARKESH MANUJA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No