

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.60598 of 2023 (O&M)
Date of Decision: 06.02.2024

Lakhveer Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rajat Verma, Advocate for
Mr. Judgepreet Singh Warring, Advocate for the petitioner.

Mr. M.S.Tiwana, AAG, Punjab the respondent.

Mr. Krishan Daaria, Advocate for the complainant.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of bail pending trial to the petitioner in FIR No.0118 dated 11.09.2023, under Sections 420, 465, 467, 468, 471 read with Section 34 of the Indian Penal Code, 1860, registered at Police Station, Sangat, District Bathinda.

(2) Above FIR was registered on the basis of statement made by complainant-Akashdeep with the allegations that petitioner duped him on the pretext of securing a government job on payment of Rs.2 Lakh.

(3) This Court, vide order dated 12.12.2023, granted interim bail to the petitioner and the same reads as under:-

“Contends, inter alia, that matter has been amicably settled between the parties i.e. petitioner as well as complainant.

Mr. Krishan Daaria, Advocate has filed Power of Attorney on behalf of the complainant. Learned Counsel for the complainant also accepting the aforesaid factual position, however, learned State Counsel seeks time to verify the same.

Posted for 06.02.2024.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

(4) Learned Counsel for the petitioner contends that in compliance of aforesaid order, petitioner is regularly appearing before the Court below and the matter has been compromised between the parties i.e. petitioner as well as complainant at their own level.

(5) Learned Counsel for the complainant duly acknowledged the factum of compromise.

(6) Even learned State Counsel, on instructions from ASI Gurtej Singh, is also not disputing the above factual position.

(7) In view of the above, present petition is allowed. Interim bail granted to the petitioner, vide order dated 12.12.2023, is made absolute. He shall be admitted to bail on his furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(8) Petitioner shall fully co-operate with the learned trial Court without seeking any unnecessary adjournments.

- (9) The above observations may not be construed as an expression of opinion on the merits of the case and legality/validity of the compromise arrived at between petitioner as well as complainant.
- (10) It is clarified that in case there is any misuse of concession on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.
- (11) Disposed off accordingly.
- (12) Pending application(s), if any, shall also stand disposed off.

6th February, 2024
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No