

2026:PHHC:037504



106 (5th case)

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-45692-2022

O.P. Dabla

....Petitioner

versus

State of U.T., Chandigarh and another

....Respondents

Date of Decision: March 11, 2026

Date of Uploading: March 11, 2026

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: None for the petitioner.

Mr. Sumit Jain, Additional P.P. U.T., Chandigarh.

Mr. M.L. Saggar, Senior Advocate with
Mr. Vikas Kothiala, Advocate and
Mr. Omesh Garg, Advocate for respondent No.2.

SUMEET GOEL, J. (ORAL)

Present petition has been filed under Section 439(2) read with Section 482 of the Cr. P.C. seeking cancellation of second regular bail granted to respondent No.2, vide order dated 06.12.2021 (Annexure P-8), in case FIR No.52 dated 03.03.2017, registered under Sections 406/ 420 of IPC, at Police Station Industrial Area, Phase-1, Chandigarh.

2. During the course of hearing, it has been brought to the notice of this Court that accused-respondent No.2 stands acquitted, vide order dated 13.11.2024 passed by the Judicial Magistrate Ist Class, Chandigarh. The said order reads thus:

“Case was fixed for arguments on application moved by some of the complainants namely Satyawan Lather, Vipin Kumar, Vikram Singh and Preeti for compounding of the offence against the accused with permission of Court. Similar applications have already been moved by other co-complainants of the case. As per the list of witnesses annexed with the challan, it is transpired that all the complainants have already suffered their statements seeking prayer for compounding of the offence against the accused on different dates of hearing.

Accordingly, since the accused Ashish Mohan Gupta was charged with the offence punishable under Section 406 and Section 420 of IPC, which are compoundable with the permission of Court as per the provisions of Section 320 (2) of Cr.P.C., keeping in view the statements of all the complainants suffered till date, the court is of the considered view that since the compromise has been affected by all the complainants with the accused voluntarily, no ground exists for keeping the case pending for further proceedings. Therefore, the Court deems it appropriate to allow the compounding of the offence since the accused has learnt a sufficient lesson for the past about 8 years during the course of trial, accordingly, the request for compounding of the offence with the permission of the Court is allowed. Accused Ashish Mohan stands acquitted of the offences under Section 406 and Section 420 of IPC, by virtue of Section 320 (8) of Cr.PC. His surety also stands discharged. File be consigned to the Record Room, Chandigarh.”

3. In view of the above, present petition, which is aimed at seeking cancellation of regular bail granted to accused-respondent No.2, but of-course, is rendered infructuous.
4. Ordered accordingly.
5. Needless to say that the complainant-victim(s) will be at liberty to take their remedy(s), as per law.
6. Pending application(s), if any, shall also stand disposed of.

(SUMEET GOEL)
JUDGE

March 11, 2026

mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No