

Company: Sol Infotech Pvt. Ltd. **Website:** www.courtkutchehry.com

Printed For:

Date: 31/10/2025

(2011) 08 P&H CK 0215

High Court Of Punjab And Haryana At Chandigarh

Case No: CRM M. No"s. 12171, 12449 and 34010-2010 (O and M)

Varinder Kumar

APPELLANT

Sharma

Vs

State of Punjab and

Others
 Navraj

Singh Vs State of

RESPONDENT

Punjab

Date of Decision: Aug. 8, 2011

Acts Referred:

Penal Code, 1860 (IPC) â€" Section 34, 420

Citation: (2011) 08 P&H CK 0215

Hon'ble Judges: Rakesh Kumar Jain, J

Bench: Single Bench

Final Decision: Dismissed

Judgement

Rakesh Kumar Jain, J.

This order shall dispose of three petitions bearing CRM-M-12171-2010 titled as Varinder Kumar Sharma v. State

of Punjab and Ors." [for short ""first petition""], CRM-M-12449-2010 titled as Rs. Navraj Singh v. State of Punjab" [for short ""second petition""]

and CRM-M-34010-2010 titled as Rs. Varinder Kumar Sharma v. State of Punjab and Ors." [for short ""third petition""]. In the first and second

petitions, the Petitioner(s) have prayed for pre-arrest bail in a case registered vide FIR No. 77 dated 24.02.2010, under Sections 420/34 Indian

Penal Code, 1860 at Police Station Sadar, Amritsar, whereas in the third petition, the Petitioner has prayed for quashing of the aforesaid FIR qua

him.

2. In brief, the allegations contained in the FIR are that the Petitioners had taken money from the complainants in order to settle them in the middle

East in a permanent job. The complainants were sent to Dubai twice, but they could not be permanently settled in the middle East as they were

made to work there as bonded labourers.

3. The Petitioners in the first and second petitions, being apprehensive of their arrest, had applied for anticipatory bails before the learned Court

below but the same were declined.

4. At one point of time, this Court had referred the matter to the Mediation and Conciliation Centre of this Court to explore the feasibility of a

compromise between the parties. However, the compromise could strike only between the Petitioner Varinder Kumar Sharma and the

complainants at a sum of Rs. 4,00,000/-. In my order dated 28.07.2011, it is recorded that the entire amount of Rs. 4,00,000/-has already been

paid to the complainants. This fact is admitted by Shri Veneet Sharma, learned Counsel appearing on behalf of complainants.

5. Shri Sanjay Vashisth, learned Counsel appearing on behalf of the Petitioner in the first and third petitions, has submitted that in terms of the Full

Bench decision of this Court in the case of Kulwinder Singh and Ors. v. State of Punjab and Ors. 2007 (3) R.C.R. (Cri) 1052, the matter can be

compounded though the offences are non-compoundable.

6. In view thereof, in the larger interest and in order to bring harmony and peace in the society and to bury the hatchet between the parties for all

times to come, the third petition (CRM-M-34010-2010) is allowed and the FIR No. 77 dated 24.02.2010, under Sections 420/34 Indian Penal

Code, 1860 at Police Station Sadar, Amritsar is quashed qua the Petitioner Varinder Kumar Sharma on account of compounding.

7. Since the FIR itself has been quashed, therefore, the first petition (CRM-M-12171-2010) for grant of anticipatory bail to the Petitioner

Varinder Kumar Sharma has become infructuous and is dismissed as such.

8. In the second petition (CRM-M-12449-2010) filed by Navraj Singh for grant of pre-arrest bail to him, learned Counsel appearing on his behalf

states that the Petitioner has joined the investigation. This fact is admitted by the learned State Counsel on instructions received from ASI

Bhupinder Singh who has stated that the Petitioner Navraj Singh is No. more required for further investigation. There is No. serious contest to this

petition by the learned Counsel appearing on behalf of the complainants.

9. In view thereof, the order dated 26.05.2010 passed by this Court in the second petition (CRM-M-12449-2010) is hereby made absolute

subject to the conditions already contained therein.

- 10. The petition (CRM-M-12449-2010) stands disposed of.
- 11. Before parting, it is ordered that the amount of Rs. 1,50,000/-, which is lying deposited with ASI Bhupinder Singh, shall be released by him to

the complainant(s) against receipt.

12. A photocopy of this order be placed on the files of other connected cases.