

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CRM-M-15058-2013
Date of decision:21.05.2015**

Angrej Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.P.P.S.Duggal, Advocate for the petitioner.

Mr. K.D.Sachdeva, Addl. A.G., Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks pre-arrest bail in FIR No.2 dated 2.1.2013 registered under Sections 498-A and 406 of the Indian Penal Code at Police Station, Mamdot, District Ferozepur.

Notice of motion was issued and interim protection was granted to the petitioner.

Learned counsel for the petitioner submits that though the petitioner has been appearing before the Mediation and Conciliation Centre at Ferozepur as well as before this Court but the complainant-wife did not cooperate, because of which the mediation could not materialise and the matter could not be amicably settled. He further submits that in the meantime, petitioner had been joining the investigation, as and when required. Investigation came to be concluded and the report under Section 173 Cr.P.C. has also been presented to the Court. Thereafter even the charges have been framed. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Karnail Singh, Police Station, Mamdot, submits that though the petitioner has joined the investigation initially but thereafter he did not join the investigation, despite having been called more than once. However, learned counsel for the State could not show any notice issued to the petitioner under Section 160 Cr.P.C. Factual aspect of the statement made by the learned counsel for the petitioner also could not be denied by the learned counsel for the State and rightly so, it being a matter of record.

In view of the above, once the charges have been framed, custodial interrogation of the petitioner would not be required. The order dated 24.5.2013 passed by this Court is hereby made absolute.

Disposed of, accordingly.

21.05.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE