

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

CRM-M-14567-2015

Date of decision: 02.11.2015

Sant Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Bhoop Singh, Advocate
for the petitioner.

Mr. Daljit Singh Virk, AAG, Punjab.

Mr. N.S. Malmajra, Advocate
for the complainant.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks pre-arrest bail in FIR No.21 dated 21.02.2015 under Sections 406, 498-A, 315, 325, 120-B IPC, registered at Police Station Mehla Women, District Ludhiana.

Notice of motion was issued and interim protection was granted.

Since the parties were closely related and matter was pertaining to a matrimonial dispute, it was thought appropriate to refer the case to Mediation and Conciliation Centre to explore the possibility of an amicable settlement between the parties. However, unfortunately the mediation proceedings has failed.

Learned counsel for the petitioner submits that on 17.09.2015, when the matter was listed before the Mediation and Conciliation Centre and petitioner appeared before the Mediation and Conciliation Centre of this

Court, complainant along with her mother, father and other family members went to the residence of petitioner and caused very many injuries to the father of the petitioner who is about 80 years old. He further submits that conduct of the complainant and her family members was totally unbecoming and uncalled for. In fact, they want to put unwarranted pressure on the petitioner who has been put in an embarrassing situation. Learned counsel for the petitioner also submits that in compliance of the order passed by this Court, petitioner has joined the investigation and he is no more required for the purpose of any further investigation.

On the other hand, learned counsel for the complainant submits that as per his instructions, no such incident has taken place at the residence of the petitioner on 17.09.2015, as alleged on behalf of the petitioner. So far as the fact regarding joining of the petitioner and cooperating with the investigating agency is concerned, learned counsel for the State could not controvert the statement made by learned counsel for the petitioner, for the reason that nobody has come from the Department to assist him.

Be that as it may, leaving the scope of an amicable settlement between the parties open, instant petition is allowed and the order dated 06.05.2015 passed by this Court, is hereby made absolute, however, subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

02.11.2015
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