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

CRM-M-18711 of 2015

Date of decision: August 27, 2015

Ravish Kumar Nigam

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Manoj Bajaj, Advocate
for the petitioner.

Ms. Trishanjali Sharma, AAG Haryana.

Mr. Kunal Dawar, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.222 dated 30.04.2015, under Sections 323, 498-A, 406, 506, 377 of Indian Penal Code, 1860, registered at Police Station Central, Faridabad.

While issuing notice of motion, following order was passed by this Court on 01.06.2015:-

“This is a petition under Section 438 Cr.P.C. praying for grant of pre-arrest bail to the petitioner in case FIR No.222 dated 30.4.2015 under Sections 323, 498-A, 406, 506, 377 IPC at Police Station Central, Faridabad.

Notice of motion, returnable by 7.7.2015

Meanwhile, in the event of arrest of the petitioner, he shall be released on interim bail on his furnishing bail/surety bonds to the satisfaction of the arresting

officer and subject to compliance of provisions of Section 438(2) of the Criminal Procedure Code, 1973.

At this stage, Mr.Kunal Dawar, Advocate appears on behalf of the complainant.

Let parties appear in the first instance before this Court and, thereafter, if need be, to the Mediation & Conciliation.

On the asking of the complainant, the petitioner will bring a bank draft of ₹25,000/- towards litigation expenses and incidental pocket money for the 5 year old child in this Court on the next date of hearing.”

The case was referred to Mediation and Conciliation Centre, but no settlement could be arrived between the parties.

Learned State counsel who is assisted by the counsel for the complainant has submitted that, although, petitioner has joined investigation, but recovery is yet to be effected.

Since in the present case recovery has not been effected so far, no ground for grant of anticipatory bail to the petitioner is made out.

Dismissed.

**(SABINA)
JUDGE**

August 27, 2015
mahavir