

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

**C.R.M-M No.22787 of 2015
Date of Decision : 15.12.2015**

Parvinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. B.S. Sewak, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

Mr. Tarvun Vir Singh Lehal, Advocate
for the complainant.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.82 dated 02.06.2015, registered under Sections 498-A, 120-B IPC, at P.S. Morinda, District Rupnagar.

Parties are present in person. At the very outset, learned counsel for the complainant states that complainant does not want anything for herself and would be satisfied if the petitioner creates a fixed deposit in the name of the minor child an amount of Rs.10 lakhs so that the future of

the child is secured. Apart from that the complainant has stated that the petitioner has used the name of the complainant as loanee/surety in different loan accounts and the petitioner should get her discharged from these liabilities.

Learned counsel for the petitioner has stated that it would not be possible for the petitioner to make such a huge payment immediately but if time is granted he would have no objection in making this payment. In this context, he has stated that the petitioner would create a fixed deposit in favour of the minor child (under the guardianship of the mother) of Rs.4 lakhs in any nationalized bank on or before 31.03.2016 and the remaining amount of Rs.6 lakhs on or before 30.09.2017. He has further stated that on or before 31.03.2016 he will ensure that the liabilities of the petitioner is cleared in different loan accounts where she has shown as loanee/surety.

Learned counsel for the complainant on instructions from the complainant has accepted this offer.

It has further been agreed that the interest accrued on the said amounts would be released on quarterly basis to the mother towards expenses of bringing up a child. It has further been agreed that on the payment of all these amounts the complainant would be left with no claim against the petitioner and the amount of Rs.10 lakhs would be in full and final settlement of the claim for herself and the minor child towards maintenance/istri dhan/permanent alimony/dowry/marriage expenses etc. It has also been agreed that after the payment the parties will get their marriage dissolved by way of decree of divorce by mutual consent. It has

further been agreed that thereafter the complainant will withdraw all

proceedings which may have lodged against the petitioner and his family and the petitioner would be entitled to get this FIR quashed on the basis of today's compromise and the complainant would have no right to object thereto.

Learned Additional Advocate General has very graciously stated that till 30.09.2017 the State will not proceed further in this case.

Consequently, the petition is allowed in the above terms. The interim order dated 16.07.2015 is made absolute.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

December 15, 2015

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**(AJAY TEWARI)
JUDGE**