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

**C.R.M-M No.38723 of 2015
Date of Decision : 23.12.2015**

Virendera Kumar and others

..... Petitioners

Versus

Alka and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. J.S. Saini, Advocate
for the petitioners.

Mr. Ashit Malik, Advocate
for the respondents.

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 petitioners who are summoned to face trial by the Court of Chief Judicial Magistrate, Kurukshetra under Sections 498-A, 406, 323 and 506 IPC in a criminal complaint bearing Case No.34 of 2014.

Parties are present in person along with their respective counsel. Today with the intervention of learned counsel for the parties the matter has now been resolved and the parties have decided to terminate this unfortunate relationship by obtaining a decree of divorce by mutual consent.

It has been agreed that the petitioners shall create a fixed deposit of

Rs.4.5 lacs in the name of the minor under the guardianship of the complainant-respondent No.1 within a period of two months. The principle amount would be released to the daughter of the parties on her attaining the age of majority but the complainant-respondent No.1 would be entitled to use the interest on quarterly basis for the maintenance of the child. It has further been agreed that this amount would be in full and final settlement of the claim towards maintenance/istri dhan/permanent alimony/dowry/marriage expenses etc. The respondent No.1 has accepted this offer. It has further been agreed that after the handing over of the said fixed deposit the parties will move a petition for bringing an end to this relationship by way of mutual consent in the District Court, Kurukshetra through Vijay Raj, Advocate. It has also been agreed that after the deposit as aforesaid the complainant-respondent No.1 will withdraw the present complaint as well as the other pending complaints.

In the circumstances, the petitioners are directed to appear before the trial Court and on their appearance they shall be released on interim bail by the trial Court to its satisfaction. In the event of not creating fixed deposit as aforesaid the interim bail would be liable to be cancelled and this compromise would be treated as null and void.

Accordingly, the petition stands disposed of in the above terms.

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

December 23, 2015
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(AJAY TEWARI)
JUDGE