

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-5172 of 2015

Date of Decision : 19.05.2015

Ashish Dua

.....Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Abhinav Gupta, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

Mr. Ashok Bhardwaj, Advocate
for the complainant.

R.P. Nagrath, J.

Prayer in the instant petition is for grant of anticipatory bail under Section 438 Cr.P.C. in FIR No. 565 dated 05.09.2014 for offences under Sections 498-A, 406, 323 and 506 of Indian Penal Code (IPC), registered at Police Station Sector 10, Gurgaon, District Gurgaon.

Learned counsel for the parties submit that the parties have entered into a compromise and as per the term of compromise the petition for divorce by mutual consent under Section 13-B of the Hindu Marriage Act has since been filed which is now fixed for second motion in the month of September, 2015. It is further submitted that out of ₹ 26 lacs as settled between the parties ₹ 13 lacs has already been paid on 27.01.2015, when the matter was listed. Petitioner is the husband of complainant.

Learned counsel for the respondent, however, submits

that the petitioner should abide by the terms and conditions of settlement.

Learned State counsel on instructions from ASI Mohd. Shariff submits that petitioner has joined the investigation on 09.03.2015 and stated to be no more required for further investigation.

In view of the above, the interim bail granted vide order dated 18.02.2015 is made absolute. The petitioner shall also abide by the restrictions contained in Section 438 (2) Cr.P.C.

Allowed in the above terms.

May 19, 2015
jk

(R.P. NAGRATH)
JUDGE