

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

CRM-M-13395 of 2017(O&M)

Date of decision : 20.12.2017

Rakesh Kumar @ Rajesh Kumar

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr.Rahul Rathore, DAG, Punjab.

Mr. Simranjit Singh, Advocate
for respondent no.2.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No.21 dated 10.02.2017, under Section 406, 498-A, 34 IPC, registered at Police Station City Gurdaspur.

It is informed that the matter has been amicably resolved between the parties during the pendency of this petition before the Mediation and Conciliation Centre of this Court on 31.07.2017. Settlement agreement dated 31.07.2017 is attached with this file.

Learned counsel for the petitioner and respondent no.2 submit that the petitioner and respondent no.2 have resumed matrimonial ties. They are living together.

In this view of the matter, it is submitted that respondent no.2 has no objection in case this petition is allowed subject to the

petitioner strictly adhering to the terms and conditions of the settlement.

Learned counsel for the State, on instructions from ASI Omkar Singh, Police Station City Gurdaspur, verifies that the petitioner has joined investigation.

Keeping in view the facts and circumstances as above, especially the settlement arrived at between the parties, but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 21.04.2017 is made absolute.

In the event of arrest of the petitioner, he be released on bail to the satisfaction of the Arresting/investigating Officer. The petitioner shall join investigation as and when called upon to do so. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.

Liberty is however afforded to respondent no.2 to move an appropriate application in this matter in case the terms and conditions of the settlement between the parties are not adhered to by the petitioner.

20.12.2017

s.khan

**(LISA GILL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable: Yes/No