

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 208

CRM-M-13818-2017

Decided on : 17.05.2017

Ritu

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Bhupinder Banga, Advocate, for the petitioner.

Mr.Manish Bansal, DAG, Haryana.

Mr.Ajay Jain, Advocate, for the complainant.

DEEPAK SIBAL, J. (ORAL)

Through this petition filed under Section 438 Cr.P.C., the petitioner seeks the concession of anticipatory bail in FIR No.335, dated 10.04.2017, registered under Sections 148, 149, 323, 452, 506 IPC (Sections 365 and 325 IPC added later on), at Police Station Hissar Civil Lines, District Hissar.

On 08.05.2017, on the statement made by learned counsel for the petitioner as also the complainant that there was a good chance that the matter may be amicably settled between the parties, the matter was referred to the Mediation & Conciliation Centre of this Court. It was further ordered that in the event of arrest of the petitioner in the abovesaid FIR, she shall be admitted to ad-interim anticipatory bail subject to the conditions prescribed under Section 438(2) Cr.P.C.

A report dated 15.05.2017 given by the Director, Mediation & Conciliation Centre has been made available as per which the parties have amicably settled their dispute. As per Clause 5(d) of such settlement the complainant party would have no objection to the quashing of the FIR in which the petitioner seeks anticipatory bail.

Learned State counsel, on instructions from SI Dinesh Kumar, submits that after investigating the matter the police has found that no case is made out against the petitioner and, therefore, a cancellation report is in the process of being filed.

In view of the fact that the present matter which originates from a matrimonial dispute stands resolved between the parties as also for the reason that the investigating agency has decided to file a cancellation report, I am of the opinion that the custodial interrogation of the petitioner is not warranted.

In view of the above, the order dated 08.05.2017, granting ad interim anticipatory bail to the petitioner subject to the conditions prescribed under Section 438(2) Cr.P.C., requires to be made absolute.

Ordered accordingly.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

During the period that the bail is granted to the petitioner, if she is found indulging in any criminal/illegal activity or misusing the concession of bail granted by this Court, it would be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the bail granted to the petitioner.

17.05.2017
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No