

In the High Court of Punjab and Haryana at Chandigarh

CRM -M-1605 of 2017

Date of Decision: 19.1.2017

Jasvir Kaur

---Petitioner

versus

State of Punjab and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Kewal Singh, Advocate
for the petitioner**

Rekha Mittal, J.

The present petition has been filed under Section 439(2) of the Code of Criminal Procedure (in short "Cr.P.C.") for cancellation of bail granted to respondent No. 2 by the Additional Sessions Judge, Ludhiana in FIR No. 59 dated 2.5.2016 for offence under Sections 406, 498-A of the Indian Penal Code (In short "IPC") registered in Police Station Women, Ludhiana.

Counsel for the petitioner has submitted that as there is a child aged about one and a half year out of the wedlock, respondent No. 2 may be called upon to appear before this Court to explore possibility of an amicable settlement.

On a pointed query raised by the Court, counsel for the petitioner has submitted that the husband has filed a petition under Section 9 of the Hindu Marriage Act, 1955 seeking restitution of conjugal rights and the same is pending in the Court at Ludhiana. As the respondent-

husband has initiated the proceedings seeking restitution of conjugal rights, the petitioner is at liberty to put across her point of view before the Court below for settling the dispute by way of mutual parleys. In case, such a request is made by the petitioner, the court shall examine possibility of an amicable settlement between the parties and if need be, they may be referred to the Mediation and Conciliation Centre at Ludhaina.

Disposed of.

(Rekha Mittal)
Judge

19.1.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No