

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

CRM-M-1753 of 2017(O&M)

Date of decision :16.11.2017

Navdeep Sharma

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Mr.T.S.Joshi, Advocate
for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

Mr.Amit Sharma, Advocate
for respondent no.2.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No.137 dated 03.10.2016, under Section 406, 498-A IPC, registered at Police Station City Hoshiarpur, District Hoshiarpur.

It is informed that the matter has been amicably resolved between the parties during the pendency of this petition. Petition under Section 13-B of the Hindu Marriage Act, 1955, has been filed by the complainant-respondent no.2 and the petitioner. Their statements at first motion have been recorded. Part of the settled amount has been handed over to respondent no.2. Petitioner undertakes to handover the balance amount to respondent no.2 at the time of recording of statements of the parties at second motion. Therefore, it is prayed that this petition be allowed.

Learned counsel for respondent no.2 verifies the facts as

above and submits that in view of the settlement arrived at between the parties, 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 Om Parkash, verifies that the petitioner is not involved in any other criminal case. It is stated that he has joined investigation and his custodial interrogation is not required.

There are no allegations on behalf of the State that the petitioner is likely to abscond, if released on bail.

Keeping in view the facts and circumstances as above, especially the settlement between the parties, but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 27.02.2017, is made absolute.

Liberty is 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.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

16.11.2017

s.khan

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable:Yes/No