

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

CRM-M-19463-2016(O&M)
Date of decision: 23.3.2017

Deepak Kumar

....Petitioner

VERSUS

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Prateek Pandit, Advocate for the petitioner.

 Mr. Ankur Jain, AAG, Punjab.

 Complainant in person with
 Mr. Vikas Singh, Advocate for respondent No.2.

REKHA MITTAL, J.(Oral)

 Counsel for the petitioner has submitted that the petitioner has already joined investigation in compliance with interim bail granted by this Court vide order dated 31.05.2016. Most of the articles mentioned in the list submitted by the complainant have already been recovered. One finger ring, one nose ring, one chain, pair of ear-rings (all gold) have been returned by the petitioner and received by the complainant in the Court.

 Counsel for the complainant has submitted that all jewellery articles except one gold ring given to father in law have been recovered. It is further submitted that the petitioner entered into a compromise dated 21.10.2015 whereby he agreed to pay an amount of Rs.5,00,000/- to the complainant and the parties agreed to file a joint petition for divorce. Later, the petitioner has resiled from the terms and conditions of the said compromise, therefore, he is not entitled to concession of pre-arrest bail.

Recovery of articles of Istridhan (jewellery) has already been effected. The petitioner has already joined investigation. Even if the petitioner has not come true to the alleged compromise, the same cannot stand in his way to seek concession of pre-arrest bail.

In view of the above, the petition stands disposed of. Interim bail granted to the petitioner vide order dated 31.05.2016 is made absolute subject to the following conditions:-

- (i) he shall make himself available for interrogation by a police officer as and when required;
- (ii) he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) he shall not leave India without the previous permission of the Court.

MARCH 23, 2017
'D. Gulati'

(REKHA MITTAL)
JUDGE

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