

CRM-M-18647-2017

[1]

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

(Sr.No.136)

CRM-M-18647-2017

Date of Decision:-May 24, 2017

VAIBHAV SAREEN

.....Petitioner

V/S

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. K.S. Nalwa, Advocate,
for the petitioner.

Mr. Paramjit Singh Jammu, Advocate,
for the complainant-wife.

A.B. Chaudhari, J. (Oral)

The petitioner has filed the present petition under Section 438 of Cr.P.C. for grant of anticipatory bail in case FIR No.014/2017 dated 19.04.2017 registered under Sections 406 and 498-A of Indian Penal Code, 1860 at Police Station Women, Amritsar, Police District-Police Commissionerate, Amritsar, District Amritsar.

Notice of motion.

At asking of the Court Mr. Abhishek Chautala, AAG Punjab accepts notice on behalf of the respondent-State.

Mr. Paramjit Singh Jammu, Advocate appears on behalf of the complainant-wife and accepts notice on her behalf.

Heard learned counsel for the rival parties.

Upon perusal of the FIR as well as the inquiry report made by the Assistant Commissioner of Police (West) Amritsar City, it is clear that the dispute is between the husband and wife. The marriage has taken place on 12.02.2014 i.e. only three years before.

Learned counsel for the petitioner submits that his mother has expired even before marriage and the petitioner is working as Assistant Grade-III in Food Corporation of India. In my opinion, since the marriage has broken out at recent point of time and since the learned counsel for the complainant-wife appears and makes a statement that the wife of the petitioner is interested in mediation to resolve the dispute, I think, the matter ought to be sent to the Mediation and Conciliation Center of this Court for making all efforts to resolve the dispute amicably. At the same time, since the petitioner is working as Assistant Grade-III in Food Corporation of India, I think he should be protected by order granting anticipatory bail. In the result, I make the following order:-

ORDER

1. Rule is made absolute.
2. In the event of arrest, petitioner shall be released on ad-interim anticipatory bail in FIR No.014/2017 dated 19.04.2017 registered under Sections 406/498-A of Indian Penal Code, 1860, at Police Station Women, Amritsar, Police District-Police Commissionerate, Amritsar, District Amritsar on furnishing of his bail bond amounting of ₹10,000/- with one surety of like amount to the satisfaction of the arresting officer. He shall, however, join the investigation and fully cooperate with the Investigating Officer.

3. Both the parties are directed to appear before the Mediation and Conciliation Center of this Court on 01.06.2017 and shall abide by further instructions.
4. Disposed of.

May 24, 2017
pankaj

(A.B. CHAUDHARI)
JUDGE

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