

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

**Criminal Misc. No. M-19644 of 2017 (O & M)
Date of Decision:-04.09.2017**

Mangal Raj @ Mangat

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Anil Kumar Spehia, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. S.K. Arya, Advocate
for the complainant.

FATEH DEEP SINGH J.(Oral)

Present second petition has been filed under Section 438 Cr.P.C. seeking grant of anticipatory bail to the petitioner Mangal Raj @ Mangat in case registered by way of FIR No.74 dated 8.4.2017, under Sections 308, 323, 34 IPC, Police Station Sultanwind, District Amritsar on account of matrimonial dispute between Jyoti and her husband Banwari Lal. The dispute took place between two sides on 24.3.2017 whereby the complainant side has been physically assaulted. The allegations against the petitioner are that he has caused base-ball

blows on the stomach of Jyoti and Sanjay.

The contention of petitioner's counsel is that though during the pendency of this second petition for anticipatory bail, compromise has been effected between the parties and has placed reliance of compromise deed (Annexure P-1) to this effect, which is conceded two at bar by learned counsel for the complainant, who, however has submitted that the dispute stands resolved between the parties. The factum regarding effecting of compromise has also not been controverted by learned State counsel.

Keeping in view the nature of dispute being matrimonial and the fact that compromise has been effected between the parties, the petitioner is no longer required for investigation, the present petition stands allowed. In the event of arrest of the petitioner, he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he will abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

The petition stands disposed off accordingly.

September 04, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No