

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

CRM-M-25629-2017 (O&M)

Date of decision : 06.11.2017

Abhinav Kaul

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rajesh Sabharwal, Advocate,
for Mr. Krishan Singh Dadwal, Advocate for the petitioner.

Ms. Gulnoor Ghuman, AAG, Punjab,
assisted by ASI Nidhan Singh.

Mr. R.S. Chauhan, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.106 dated 24.05.2017, registered under Section 498-A of the Indian Penal Code at Police Station City Kharar, District S.A.S. Nagar (Mohali).

Heard.

On 10.10.2017, the following order was passed:-

“Vide order dated 19.07.2017 the matter was sent to the Mediation and Conciliation Centre. The matter was amicably settled as per the compromise drawn by the mediator dated 06.09.2017. The complainant at this stage, submits that the terms and conditions favourable to the petitioner only have been noticed and she was prevailed upon by the mediator to

enter into the compromise. After the compromise was entered into, the complainant at no stage has raised this objection. It appears perhaps that after signing of the compromise, there is a re-thinking about the same. In the circumstances, the petitioner is allowed to join the investigation.

Post again on 06.11.2017.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That 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 and;*
- 3. That he shall not leave India without prior permission of the Court.*

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation, recovery of the entire dowry articles has been effected and he is not required for custodial interrogation.

The complainant entered into compromise with the petitioner before the Mediator on 06.09.2017, however, now she has changed stance.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 10.10.2017, is made absolute, subject to furnishing bail bonds/surety bonds

to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

06.11.2017
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No