

Criminal Misc. No. M- 29195 of 2017 (O&M)

Date of decision : November 01, 2017

Jagtar Singh and another

.....Petitioners

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. G.S. Baath, Advocate for
Mr. Rajinder Goyal, Advocate
for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Sandeep Godara, Advocate for
Mr. Ajay Pal Singh Rehan, Advocate
for the complainant.

LISA GILL, J.

The petitioners, who are the parents-in-law of the complainant, seek the concession of anticipatory bail in FIR No. 126 dated 17.07.2017 under Sections 406, 498A, 313, 120B IPC registered at Police Station City Gurdaspur, District Gurdaspur.

The matter was placed before the Mediation and Conciliation Centre of this Court. It is informed that the matter has been amicably resolved between the parties. The terms and conditions were reduced to writing on 13.09.2017. Settlement dated 13.09.2017 is attached with the file of this case. It is agreed between the parties that petition under Section 13B of Hindu Marriage Act, 1955 shall be filed by the petitioners' son and the complainant. A sum of ₹41 lakhs towards permanent alimony – past, present and future claims of the complainant as well as the child would be paid in four instalments. It is informed that the first instalment of ₹10 lakhs has already been handed over to the complainant. The petitioners and

their son, it is submitted, shall remain bound by the terms and conditions of the above said settlement and undertake to carry out their part of the settlement.

Learned counsel for the complainant verifies the factum of the settlement between the parties as well as receipt of ₹10 lakhs. It is submitted that the complainant has no objection in case this petition is allowed subject to strict adherence to the terms and conditions of the settlement by the petitioners.

Learned counsel for the State verifies that the petitioners have joined investigation.

Keeping in view the facts and circumstances noted above, specifically the settlement/compromise dated 13.09.2017 but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 11.08.2017 is made absolute.

However, liberty is afforded to the complainant to move an appropriate application in this matter, in case the terms and conditions of settlement between the parties are not adhered to by the petitioners.

November 01, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No