

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

CRM-M-2954 of 2017(O&M)

Date of decision : 22.09.2017

Kabir Mahant

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. J.S.Mehndiratta, Advocate
for the petitioner.

Mr.Sanjay K. Saini, DAG, Punjab.

Mr. Amit Jain, Advocate
for the respondent no.2.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No. 0263 dated 12.12.2016, under Sections 34, 406, 498-A, 506 IPC, registered at Women Police Station, Gurugram.

It is informed that during the pendency of this petition, the matter has been amicably resolved between the parties. It is informed that petition under Section 13-B of the Hindu Marriage Act, 1955, has been filed and statements of the parties at first motion have been recorded on 18.08.2017. Learned counsel for the petitioner further submits that petition for quashing of FIR No. 263 dated 12.12.2016, shall be filed within a month on or about 31.08.2017. Part of the settled amount has been handed over to the complainant at the time of recording of her statement at first motion in the petition filed under Hindu Marriage Act.

Another installment of the said amount shall be handed over to her at the time of recording of statement of the parties before the learned trial Court in the matter regarding quashing of the above said FIR. The petitioner undertakes to comply with the terms and conditions of the settlement.

Learned counsel for the State on instructions from ASI Dalbir Singh, affirms the aforementioned factual position.

Learned counsel for the respondent no.2-complainant affirms and verifies the factual position as above and submits that his client has no objection, if this petition be allowed.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 31.01.2017, is made absolute.

Liberty is afforded to respondent no.2 to move an appropriate application in this matter in case the terms and conditions of the settlement between the parties are not adhered to by the petitioner.

22.09.2017

s.khan

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable:Yes/No