

**Criminal Misc. M- No. 36745 of 2016 (O&M)**

Date of decision : June 02, 2017

Bablu Sharma

.....Petitioner

Versus

State of Punjab

....Respondent

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL**Present: Mr. Anoop Singla, Advocate  
for the petitioner.

Mr. Deep Singh, AAG, Punjab.

Mr. Saurabh Bhardwaj, Advocate  
for the complainant.

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**LISA GILL, J.**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 95 dated 17.08.2016 registered under Sections 498A, 406 IPC at Police Station City Budlada, Mansa.

The matter was placed before the Mediation and Conciliation Centre of this Court vide order dated 19.10.2016 as it was expressed by the petitioner as well as the complainant – wife that there is a chance of compromise. The matter was indeed amicably resolved. The terms and conditions of settlement were reduced into writing on 05.12.2016. Compromise deed dated 05.12.2016 is attached with this file. However, certain amount to be remitted by the petitioner was not deposited. It was stated before this Court on 27.01.2017 that the petitioner is not ready and willing to abide by the settlement dated 05.12.2016. The petitioner was directed to file an affidavit in this respect before the next date of hearing i.e. 22.03.2017. However, learned counsel for the petitioner on 22.03.2017

submitted on instructions, that the petitioner was ready and willing to comply with terms and conditions of the said settlement. A draft of ₹4 lakhs would accordingly be presented by him on the next date of hearing. The matter was adjourned on request of learned counsel for the petitioner. However, none appeared on behalf of the petitioner on 05.04.2017 and the following order was passed:-

“ Despite the matter having been called twice, there is no representation on behalf of the petitioner.

The following order was passed on 22.03.2017:-

“ Learned counsel for the petitioner on instructions submits that petitioner is ready and willing to comply with the terms and conditions of the settlement dated 05.12.2016 arrived at between the parties before the Mediation and Conciliation Centre of this Court. Accordingly, a draft of ₹4,00,000/- in favour of the minor child Dhruv Sharma shall be presented by the petitioner on the next date of hearing.

On request, adjourned to 05.04.2017.”

Learned counsel for the complainant submits that in fact the petitioner is not ready and willing to abide by the terms and conditions of the settlement arrived at between the parties.

In the interest of justice, adjourned to 24.05.2017.

It is made clear that there is no interim order in favour of the petitioner in this case.

Learned counsel for the petitioner be notified of the date fixed in this case.”

Today, it is submitted by learned counsel for the petitioner that he is unable to contact the petitioner despite best efforts and no instructions are forthcoming from him.

Keeping in view the conduct of the petitioner, this petition is dismissed.

June 02, 2017  
rts

**(Lisa Gill)**  
**Judge**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No