

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

**CRM No. M-36588 of 2015
Date of decision: 19.04.2017**

Amandeep Singh

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. A.S. Brar, Advocate, for the petitioner.

Mr. Deep Singh, AAG, Punjab.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 41 dated 26.06.2015 registered under Sections 406 and 498-A of the Indian Penal Code (for short 'IPC') at Police Station Fatehgarh Panjtoor, District Moga.

The above said FIR was registered at the behest of the petitioner's wife. It is submitted that in the interregnum, the matter has been amicably resolved between the parties. The parties have decided to part ways. It is informed that a petition under Section 13- B of the Hindu Marriage Act, 1955 has been filed. Statements of the parties at first motion have been recorded. A sum of Rs. 1.5 lakhs i.e. part payment of the total amount of Rs. 3 lakhs settled between the parties has been handed over to the complainant.

Learned counsel for the State on instructions from ASI Gobind Singh does not deny the factum of settlement arrived at between the parties, though it is submitted that the written terms and conditions of the settlement have not been supplied to the police authorities. The petitioner is stated to have joined investigation pursuant to order dated 28.10.2015.

There are no allegations on behalf of the State that 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 of the case especially the settlement arrived at between the parties, it is considered just and expedient to allow this petition. Consequently, order dated 28.10.2015 is made absolute. However, liberty is afforded to the complainant/State to move an appropriate application in this petition in case the averments in regard to the settlement between the parties are not correct.

(LISA GILL)
JUDGE

19.04.2017

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Whether speaking/reasoned : *Yes/No.*

Whether reportable : *Yes/No.*