

Criminal Misc. No.M- 5179 of 2016 (O&M)

Date of decision : September 12, 2017

Khushpal Singh @ Rehbar Khan

.....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: None for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

Mr. S.S. Dinarpur, Advocate
for respondent No. 2.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 355 dated 15.12.2015 registered under Sections 420, 494, 323, 406, 498A, 506, 34 IPC at Police Station Pinjore.

There was no representation on behalf of the petitioner on the last date of hearing. Interim order dated 19.02.2016 was vacated.

Today, despite the matter having been called twice, none appears on behalf of the petitioner.

The following order was passed by this Court on 27.07.2017:-

“ It is noticed that interim relief was afforded to the petitioner in this petition seeking anticipatory bail in FIR No.355 dated 15.12.2016 under Sections 420/494/323/406/498A/506/34 IPC registered at Police Station Pinjore. The matter was placed before the Mediation and Conciliation Centre of this Court. Mediation between the parties failed, however efforts were made to amicably resolve the dispute between the parties. The following order was passed on 08.05.2017 by this Court:-

“The petitioner as well as respondent No. 2, duly identified by their counsel, are present in Court. It is agreed that it will not be possible for petitioner No.1 and respondent No. 2 to live together any longer. They have decided to part ways. Respondent No. 2 has agreed to accept a sum of ₹ 4 lakhs as full and final settlement of all her claims-past, present and future which she may have against the petitioner.

Learned counsel for the petitioner and respondent No. 2 pray for a short adjournment to place on record the terms and conditions of the settlement.

List on 18.05.2017.”

The matter was adjourned on 18.05.2017 on request of learned counsel for the petitioner and respondent No.2 to enable them to place on record the complete terms and conditions arrived at between the parties.

There was no representation on behalf of the petitioner on the last date of hearing i.e., 17.07.2017. It is categorically stated by learned counsel for respondent No.2 that the petitioner has backed out of the commitment made and he is not coming forward. Furthermore, it is informed by learned counsel for the State that the petitioner is not joining investigation.

Today despite the matter having been called out twice, none appears on behalf of the petitioner neither the petitioner is present in person.

In this view of the matter, interim order dated 19.02.2016 is vacated.

List on 12.09.2017 for arguments.”

Keeping in view the facts and circumstances of the case as are evident from order dated 27.07.2017, this petition is dismissed.

September 12, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No