

Criminal Misc. No. M- 4986 of 2017 (O&M)

Date of decision : December 06, 2017

Raj Pal Singh

.....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Yogesh Kumar Aneja, Advocate
for the petitioner.

Mr. Rahul Rathore, DAG, Punjab.

Mr. H.S. Jakhal, Advocate
for respondent No. 2.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 164 dated 18.11.2016 under Section 406/498A IPC registered at Police Station Guruharsahai.

It is informed that during the pendency of this petition, the petitioner and the complainant - respondent No. 2 have decided to part ways. Petition under Section 13B of the Hindu Marriage Act, 1955 has been filed. Their statements at first motion in the said petition have been recorded on 31.10.2017. Certified copies of the said petition as well as the statements produced in Court today are taken on record subject to just exceptions. It is stated by the complainant in the said proceedings that her claim qua the petitioner in regard to the maintenance, alimony etc. stands satisfied. The petitioner, it is submitted, undertakes to abide by the conditions of the settlement. It is, thus, prayed that this petition be allowed.

Learned counsel for the complainant verifies and affirms the factum of settlement between the parties. It is submitted that the complainant has no objection, in case, this petition is allowed.

Learned counsel for the State, on instructions from ASI Sukhchain Singh, verifies that the petitioner has joined investigation. Moreover, the factum of settlement has also been brought to the notice of the police authorities.

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 16.02.2017 is made absolute.

(Lisa Gill)
Judge

December 06, 2017
rts

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No