

Criminal Misc. No. M- 9451 of 2017 (O&M)

Date of decision : December 01, 2017

Vishal Sharma

.....Petitioner

Versus

State of U.T. Chandigarh and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Shubham Jain, Advocate for
Mr. Pradeep Sharma, Advocate
for the petitioner.

Ms. Ashima Mor, APP, U.T. Chandigarh.

Mr. Aman Sharma, Advocate
for respondent No. 2.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 1 dated 03.01.2017 under Section 498A IPC registered at Police Station Women, Sector 17, Chandigarh.

It is submitted that the parties have amicably resolved the dispute before the Mediation and Conciliation Centre of this Court. Settlement/agreement dated 11.09.2017 is attached with this file. Petition under Section 13B of Hindu Marriage Act, 1955 has been filed by the petitioner and respondent No. 2. Their statements at first motion have been recorded and part of the settled amount remitted by the petitioner. The petitioner undertakes to abide by the terms and conditions of the settlement in letter and spirit. It is, thus, prayed that this petition be allowed.

Learned counsel for respondent No. 2 affirms and verifies the factum of settlement between the parties and submits that respondent No. 2 has no objection, in case, this petition is allowed subject to strict adherence by the petitioner to the terms and conditions of the settlement.

Learned counsel for the U.T. Chandigarh verifies that the petitioner has joined investigation.

Keeping in view the facts and circumstances noted above, especially the settlement between the parties, but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 22.03.2017 is made absolute.

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

December 01, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No