

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

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**CRM-M No. 17569 of 2017
Date of Decision: 26.03.2018**

Munish Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE LISA GILL.

Present:- Mr. Amit Dhawan, Advocate,
for the petitioner.

Ms. Seena Mund, DAG, Punjab.

Mr. Ravi Chadda, Advocate,
for the complainant/respondent No. 2.

LISA GILL, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 61 dated 30.03.2017, under Section 406, 498-A IPC, registered at Police Station Tanda District Hoshiarpur.

Learned counsel for the petitioner and respondent No. 2 inform that the matter has been amicably resolved by the parties before the Mediation and Conciliation Center of this Court on 08.09.2017. The settlement/agreement dated 08.09.2017 is attached with this file. It is further informed that petition under Section 13-B of the Hindu Marriage Act has been filed by the petitioner and respondent No. 2. Part of the settled amount i.e. Rs. 5,75,000/- has been handed over to respondent No. 2. The petitioner undertakes to handover the rest of the settled amount and abide by all the terms and conditions of the settlement arrived at between the parties.

Learned counsel for respondent No. 2 has no objection in case the petition is allowed, subject to the petitioner strictly adhering to the terms and conditions of the settlement.

Learned counsel for the State, on instructions from HC-Paramjit Singh, verifies that the petitioner has joined investigation and is not involved in any other criminal case.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. In the event of arrest of the petitioner, he be released on bail to the satisfaction of Arresting/Investigating Officer. The petitioner shall join investigation as and when required. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.

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

March 26, 2018
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(LISA GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No