

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

Crl. Misc. M-233 of 2018 (O&M)

Date of Decision: April 18, 2018

Naresh Kumar and another

...Petitioners

Versus

State of U.T. Chandigarh and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ashit Malik, Advocate
for the petitioners.

Mr. Anil Kumar Lamdhari, Addl. P.P. U.T. Chandigarh.

Mr. Malkeet Singh, Advocate
for complainant-respondent No.2.

Parties in person.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioners in FIR No.101 dated 07.09.2017, under Sections 406, 498-A of the Indian Penal Code, registered at Police Station Women, District Chandigarh.

During the pendency of the instant petition, the matter has been compromised between the parties for a total sum of ₹ 5,50,000/-. Out of the said amount, an amount of ₹ 2,75,000/- was paid to the complainant on the last date of hearing and the balance amount of ₹ 2,75,000/- has been handed over to the complainant in the court today by way of cheque No.111644

dated 18.04.2018 and a photocopy of the same has been retained on the record.

This court is informed that a petition (CRM-M-2757 of 2018) for quashing of the aforesaid FIR has already been filed, apart from filing a petition under Section 13-B of Hindu Marriage Act, which is now fixed for 13.08.2018 for recording the second motion statement.

I have heard learned counsel for the parties.

In view of the facts that the matter has been amicably settled between the parties and the petitioners are not required for custodial interrogation, at this stage, without commenting on the merits of the case, the petition is allowed and order dated 09.01.2018 granting interim bail to the petitioners is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

April 18, 2018
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No