

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

**Criminal Misc. No.M-22567-2017
Date of Decision: April 25, 2018.**

1. KAUSHALYA DEVI

..... PETITIONER

Versus

STATE OF HARYANA & ANR.

..... RESPONDENTS

2.

Criminal Misc. No.M-22918-2017

VIRAT SINGH

..... PETITIONER

Versus

STATE OF HARYANA AND ANR.

..... RESPONDENTS

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Kuldeep Singh, Advocate for
Mr. Vikas Sharma, Advocate,
for the petitioners.

Mr. Ramesh Kumar, AAG, Haryana.

Mr. Keshav Pratap Singh, Advocate for respondent No. 2.

LISA GILL, J.

By this common order, the above referred two petitions i.e. Criminal Misc. No.M-22567 of 2017 (Kaushalya Devi v. State of Haryana and Anr.), and Criminal Misc. No.M-22918 of 2017 (Virat Singh v. State of Haryana and anr.) are being disposed of. Facts for the sake of convenience are being extracted from Criminal Misc. No.M-22567 of 2017.

Petitioners in the above said two petitions are the parents-in-law of the complainant. They seek concession of anticipatory bail in case FIR no.827 dated 29.05.2017 under Sections 498-A, 323, 354, 406, 420, 120-B IPC

(Section 467 IPC added vide order dated 22.08.2017), registered at Police Station City Jagadhari, District Yamunagar, Haryana.

Learned counsel for the petitioners and respondent(s) submit that during the pendency of this petition the matter has been amicably resolved between the parties. Petition under Section 13-B of the Hindu Marriage Act, 1955 has been filed by respondent No. 2 and her husband i.e. son of the petitioners. A sum of Rs.7 lakhs has been handed over to respondent No. 2/complainant. The petitioners and their son undertake to hand over the rest of the settled amount of Rs.7 lakhs to respondent No. 2 at the time of the recording of the statements of the parties at second motion. They undertake to abide by all the terms and conditions of the settlement arrived at between the parties. It is, thus prayed that this petition be allowed.

Learned counsel for the respondent No. 2 verifies and affirms the factum of settlement arrived at between the parties. It is submitted that respondent No.2 has no objection in case this petition is allowed, subject to the petitioner(s) strictly adhering to the terms and conditions of the settlement.

Learned counsel for the State, on instructions from ASI Bhoop Singh, verifies the factum of settlement arrived at between the parties. He further submits that the petitioners have joined the investigation and are not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts before the Court, if released on bail.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, both petitions are allowed. Consequently, order dated 23.06.2017 passed in

CRM-M-22567-2017 and order dated 30.06.2017 passed in CRM-M-22918-2017 are made absolute.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

Photocopy of this order be placed on the file of other connected case.

April 25, 2018
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(LISA GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No