

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

**CRM-M-41326-2017
Date of decision: 26.02.2018**

Gurpartap Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr.Manbir Singh Basra, Advocate,
for the petitioner.

Mr. A.S. Sandhu, Addl. A.G., Punjab.

Mr. R.K. Arya, Advocate,
for the complainant.

JAISHREE THAKUR, J. (ORAL)

This is a petition that has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 66 dated 02.09.2017 under Sections 498-A, 406, 34 IPC, registered at Police Station Sri Hargobindpur, District Gurdaspur.

This Court was pleased to pass the following order on 03.11.2017 :-

“Learned counsel for the petitioner contends that this is a marriage of 11 years and out of this wedlock two children were born and the matter should be resolved amicably between the parties. It is contended that the petitioner is ready and willing to settle the dispute amicably with the complainant-wife.

Notice of motion.

At this stage, Mr.R.K. Arya, Advocate puts in appearance and files power of attorney on behalf of the complainant. He is also agreeable to the matter being referred to the Mediation Cell.

Let the petitioner along with the children and the complainant appear before the Mediation and Conciliation Centre of this Court on 20.11.2017.

The petitioner is also directed to bring a sum of Rs. 15,000/- to be paid towards litigation expenses to the complainant-wife during the proceedings before the Mediator.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner submits that the petitioner has joined the investigation.

Learned counsel for the respondent-State confirms the factum of joining investigation by the petitioner.

Since the petitioner has joined the investigation, the petition is allowed and interim order dated 03.11.2017 is hereby made absolute subject to the condition that the petitioner will not tamper with evidence or hamper the investigation; will not leave India without permission of the Court and will comply with the conditions contained in Section 438(2) Cr.P.C.

26.02.2018

Satyawan

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes.

Whether reportable

No.