

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

Crl. Misc. M- 6895-2018 (O&M)

Date of Decision: August 06, 2018

Gaurav Garg

...Petitioner

Versus

State of Haryana and another

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gaurav Sharma, Advocate
for the petitioner.

Ms. Gagnpreet Kaur, AAG, Haryana.

Mr. Abhishek Arora, Advocate
for respondent No.2-complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 88 dated 27.03.2017 under Sections 323, 354, 406, 498-A, 506, 34 of the Indian Penal Code, registered at Police Station Mahesh Nagar, District Ambala.

Learned counsel for the petitioner contends that the matter has been settled amicably between the parties by a settlement agreement before the Mediation and Conciliation Centre of this Court on 28.05.2018. The parties in principle have decided to part their ways and file a petition for dissolution of their marriage.

In terms of the said settlement, an amount of ₹7.5 lacs is to be paid to the complainant and the first party would pay a sum of ₹4.5 lac on the date of hearing of the instant bail petition.

In terms of the said settlement, a cheque amounting to ₹4.5 lac has been brought today, which has been handed over to the learned counsel for the complainant (a photocopy of the same has been retained and placed in the Court file) .

Learned State counsel, on instructions from the Investigating Officer, submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

I have heard the learned counsel for the parties.

In view of the facts that a settlement has been arrived at between the parties and the petitioner has joined the investigation and is not required for custodial interrogation, without commenting on the merits of the case, the petition is allowed and order dated 19.02.2018 granting interim bail to the petitioner is made absolute subject to the conditions as laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

August 06, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No