

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

207

**CRM-M-2815-2019 (O&M)
Date of Decision : 10.4.2019**

Honey Kumar

....Petitioner

vs.

State of Punjab and another

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. A.K.Garg, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. H.S.Maness, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No. 65 dated 6.11.2018 registered under Sections 496, 386, 506 IPC at PS City Morinda, District Rupnagar.

Today with the intervention of the learned counsel for the parties, the matter has been settled. Both the learned counsel state that they have specific instructions that their client want to end the unfortunate relationship and both the parties have no claim against each other. It has been agreed that the parties will terminate their marriage by way of filing of petition under Section 13 (B) of the Hindu Marriage Act. It has been further

agreed that at the time of filing of the petition under Section 13 (B) of HMA Act, the petitioner would also file petition for quashing of this FIR and when the wife gives statement under Section 13 (B) of HMA Act she will also make statement that she has no objection to the quashing of the FIR so that both divorce petition and quashing petition are decided, as far as possible alongwith each other.

Resultantly, the petition is allowed. In the event of arrest he will be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438 (2) Cr.P.C. The petitioner is directed to appear before the Investigating Officer as and when his presence is required.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

10.4.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No