

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

CRM-M-16679-2019

Date of Decision: September 04, 2019

Sukhwinder Singh

... Petitioner

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Bikramjit Aroura, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Veneet Sharma, Advocate,
for the complainant-respondent No.2.

Hari Pal Verma, J. (Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No. 5, dated 11.01.2019, under Sections 406, 498-A IPC, registered at Police Station Women Cell, District Police Commissionerate, Amritsar.

On 24.05.2019, this Court had passed the following order:-

“Counsel for the parties are ad-item that the matter be referred to Mediation and Conciliation Centre, Amritsar.

The petitioner is directed to join the investigation subject to payment of Rs. One lac to be paid to his minor son Amrinder Singh through his mother Smt.Amarjit Kaur by way of bank draft. The bank draft shall be handed over to the Secretary, District Legal Services Authority, Amritsar, who will further hand over the same to Smt.Amarjit Kaur. The amount shall be without prejudice to the rights of the parties. The parties are directed to appear before the Secretary, District Legal

Services Authority, Amritsar on 10.6.2019. Efforts shall be made by the Secretary, District Legal Services Authority, Amritsar for amicable settlement between the parties.

To await report, list on 4.9.2019.”

Learned counsel for the complainant has submitted that in terms of order dated 24.05.2019, the petitioner was required to make payment of Rs. One lakh to his minor son Amrinder Singh through his mother Smt. Amarjit Kaur by way of bank draft, but said amount has not been paid.

Learned counsel for the petitioner has argued that petitioner has met with an accident. Therefore, on account of financial hardship, he could not comply with the order dated 24.05.2019

Learned State counsel, on instructions from ASI Tejinder Pal, submits that recovery in this case is yet to be effected.

Heard learned counsel for the parties.

There is no such material before this Court which can substantiate the submissions made by learned counsel for the petitioner that the petitioner has met with an accident. Petitioner has not placed any material in support of his argument that he met with an accident.

Considering the fact that the petitioner has not complied with order dated 24.05.2019, present petition is dismissed for non-prosecution.

September 04, 2019
vkd

(Hari Pal Verma)
Judge

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No