

In the High Court of Punjab and Haryana at Chandigarh

215

CRM-M-24002-2019 (O & M)
Date of Decision: October 04, 2019

KULDEEP KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sunil Agnihotri, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. AG, Punjab.

Mr. Manipal Singh Atwal, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 0029 dated 04.05.2019, under Section 420 of the Indian Penal Code, 1860, registered at Police Station Gardhiwal, District Hoshiarpur.

Learned counsel for the petitioner contends that the allegations in the FIR are against the son of the petitioner, who is stated to have taken money from the complainant for sending his son abroad. There is only a reference to the petitioner in the FIR inasmuch as it is stated that the money was handed over to Mandeep Singh in the presence of his mother (petitioner). He also states that the main accused Mandeep Singh is residing in Indonesia for the last seven years and the son of the complainant had gone to Indonesia and stayed there for 3½ years before returning back on his own volition. The petitioner is 60 year old lady.

This Court, by the order dated 24.05.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of her arrest, she was ordered to be released on ad-interim bail

to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

The matter later on was referred to the Mediation and Conciliation Centre of this court for exploring the possibility of amicable settlement. Report of the Mediator has been received, which indicates that the matter has been settled and the petitioner shall have to make the payment in terms of the settlement as per the schedule set out therein. The copy of the settlement is taken on record as Annexure 'A'.

Learned State counsel, upon instructions from ASI Darshan Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 24.05.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. She shall also join investigation as and when called upon to do so.

The petition stands disposed of.

However, liberty is granted to the parties to move an application in case terms of the compromise are not adhered to.

(ANUPINDER SINGH GREWAL)
JUDGE

October 04, 2019
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No