

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

CRM M-37354 of 2019

Date of Decision: November 13, 2019

Sonak Bansal		Petitioner
	Versus	
State of Haryana		 Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Munish Mittal, Advocate
for the petitioner.

Mr. Baljinder Virk, DAG, Haryana.

Mr. Namit Khurana, Advocate
for the complainant with complainant.

FATEH DEEP SINGH, J. (Oral)

Report dated 05.11.2019 has been received from the Mediator to the effect that an amicable settlement has been arrived at between the parties vide settlement deed dated 05.11.2019.

Petitioner-Sonak Bansal has moved this first petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 134 dated 22.05.2019 under Sections 498-A,

323, 377 and 34 of IPC and, subsequently, added offence under Section 406 IPC registered at Police Station Farakpur, District Yamuna Nagar got registered by his wife-Jyoti.

The allegations, in brief, are that marriage between the parties was solemnized on 17.01.2019 and, on occasion of which, the family of the girl has spent huge money and gave sufficient dowry including gold and costly items. It is further alleged that the accused side was not happy with the same and demanded Rs. 20,00,000/- to enable them to buy a Creta car and, on account of this dispute, the present case was got registered, when the petitioner was physically and mentally tortured by the accused side.

Learned counsel for the petitioner *inter alia* contends that the parties have settled their dispute before the Mediation and Conciliation Centre of this Court and by placing reliance on settlement deed dated 05.11.2019 has made statement that petitioner undertakes to abide by the same.

On behalf of the respondent side, Mr. Namit Khurana, Advocate assisted by learned State counsel

Mr. Baljinder Virk, DAG, Haryana with ASI Balraj Singh does not displace the facts but with all fairness has conceded that the parties have effected a compromise.

In the light of the settlement that has arrived at between the parties, as is conceded before this Court by the learned State counsel on instructions of ASI Balraj Singh that there is no medical evidence to corroborate the commission of offence under Section 377 IPC and in view of the fact that the petition is not likely to be heard and disposed of in near future and it would be the travesty of justice, if the petitioner is sent behind the bars, the present application is allowed. In the event of arrest, the petitioner be released on bail to the satisfaction of Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for to do so and she shall abide by the conditions as envisaged under Section 438(2) Cr.P.C. Thereafter, will be released on regular bail upon presentation of challan.

Disposed of.

November 13, 2019

amit rana

(FATEH DEEP SINGH)

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No