

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

CRM M-9945 of 2018

Date of Decision: November 13, 2019

Lovish Behl	Versus	Petitioner
State of Punjab		 Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Chandan Singh, Advocate for
Mr. Amit Jhanji, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Nakul Sharma, Advocate
for respondent No.2.

FATEH DEEP SINGH, J. (Oral)

Report dated 31.10.2018 has been received from the Mediation and Conciliation Centre of this Court to the effect that an amicable settlement has been arrived at between the parties vide settlement deed dated 31.10.2018.

Petitioner-Lovish Behl has moved this first petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 150 dated 02.11.2017 under Sections 406 and 498-A IPC

and, subsequently, added offence under Section 313 IPC registered at Police Station Division No. 2, Jalandhar, Punjab.

The allegations levelled by the complainant, in brief, are that marriage between the parties was solemnized on 14.02.2017, in which, as per the demand of the groom's family, the complainant side has spent huge amount and gave sufficient dowry including jewellery, cash and household items. The accused side was not happy with the same and demanded Rs. 8,00,000/- to enable them to buy an Inova car and when she refused to accede to their demand, she was given beatings. It is further alleged that during the course of matrimony, the complainant got pregnant on 07.04.2017 and on 14/15.06.2017, her in-laws including her husband gave her kicks and fists blows in her abdomen by saying that they did not want the child and they would kill him and on account of the same, ultimately, her pregnancy was aborted leading to registration of the present case.

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 the settlement/agreement dated 31.10.2018 has made statement that petitioner undertakes to abide by the same.

On behalf of the respondent side, Mr. Nakul Sharma,

Advocate assisted by learned State counsel Ms. Sakshi Bakshi, AAG, Punjab though does not displace the facts but with all fairness has conceded that the parties have effected a compromise and does not oppose grant of anticipatory bail.

Appreciating the submissions, its a pure matrimonial dispute. Since the parties have settled the dispute and that nothing is to be recovered from the petitioner, the petition is allowed subject to fulfilment to the terms and conditions of the settlement/agreement dated 31.10.2018. In the event of arrest, the petitioner be released on anticipatory 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