

201.

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

CRM-M-23192-2018

Date of decision: 08.01.2020.

KAMAL KANT BANSAL

.... Petitioner

versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Ashok Paul Batra, Advocate,
for the petitioner.

Mrs. Ruchika Sabherwal, AAG, Punjab,
for respondent No.1.

Mr. Ishan Gupta, Advocate,
for 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.132 dated 05.05.2018 registered under Sections 498-A/406 of IPC at Police Station City Sangrur.

Vide order dated 29.05.2018 while issuing notice of motion in the case, the matter was referred to the Mediation and Conciliation Centre of this Court and in the meanwhile, petitioner was ordered to be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer.

A report has been received from the Mediator wherein it has been reported that the matter could not be settled between the parties.

At this stage, learned State counsel and the counsel appearing on behalf of the complainant state that the jewellery worth approximately Rs.4.5 lacs is yet to be recovered from the petitioner in addition to other dowry articles.

However, learned counsel for the petitioner has submitted that the jewellery is with the complainant and no dowry was exchanged, as the marriage between the parties was simple.

I have heard learned counsel for the parties.

Considering the fact that the petitioner has joined the investigation, the present petition is allowed and the order dated 29.05.2018 is made absolute, however, subject to the condition that the petitioner shall deposit a sum of Rs.5 lacs, within one month from today, with the trial Court in the shape of FDR in some nationalized bank carrying maximum rate of interest and this amount would be subject to the outcome of trial.

It is made clear that in case the petitioner is acquitted in the trial Court, he will get this amount and in case he is convicted, the money shall go to the complainant.

(HARI PAL VERMA)
JUDGE

08.01.2020

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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No