

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

CRM-M-21457-2021 (O&M)

Date of Decision: 12.07.2021

(Heard through V.C.)

Raman Bhatia and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Akhil Bhatia, Advocate
for the petitioners.

Mr. Dhruv Sihag, A.A.G., Haryana.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.195 dated 01.04.2021, under Sections 323, 376, 406, 498-A, 506 and 34 of IPC registered at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioners herein would contend that the allegations as set out in the FIR are patently false and that in terms of the order dated 28.05.2021, the petitioners have joined investigation.

Learned State counsel would submit on the basis of the reply filed, that the matter has been investigated and the complainant in the present case has given an affidavit wherein she has stated that she does not want to proceed with the matter and wants cancellation of the FIR.

The complainant had further stated that she had taken a sum of Rs.3,80,000/- in the Panchayat as permanent alimony and has handed over the custody of the minor daughter to the father.

In view of the reply filed and the fact that the complainant herself does not want to pursue with the case, without commenting on the merits of the case, the petition is allowed and order dated 28.05.2021 granting interim bail to the petitioners is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

12.07.2021

ps-I

Whether speaking/reasoned :

Whether Reportable :

(JAISHREE THAKUR)

JUDGE

Yes

No

Yes

No