

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

CRM-M-43365-2020

Date of decision : 01.11.2021

Imran and Anr.

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr. G.C. Shahpuri, Advocate
for the petitioners.

Mr. B.S. Virk, DAG, Haryana.

Mr. Vikas Kumar, Advocate
for the complainant.

RAJESH BHARDWAJ, J. (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioners have preferred the instant petition under Section 438 Cr.P.C., for grant of anticipatory bail in case FIR No.367 dated 19.11.2020, under Sections 323, 354-B, 406, 498-A, 506, 34 of the IPC and Section 4 of Muslim Women (Protection of Rights on Marriage) Act, 2019, registered at Police Station Gadpuri, District Palwal.

In pursuance to the order dated 12.07.2021, learned counsel for the petitioners submits that the petitioners have already joined the investigation.

Learned State counsel, on instructions from HC Mamchand has endorsed the same and submits that petitioners are no more required for further investigation.

By virtue of the same order the parties were directed to appear before

the Mediation and Conciliation Centre at Palwal and the petitioners were directed to pay a sum of Rs.10,000/- as travelling expenses to the complainant.

Learned counsel for the petitioners submits that they have already paid Rs.10,000/-. However he submits that due to the peculiar facts and circumstances existing between the parties, the amicable settlement could not be arrived at between the parties.

Learned counsel for the complainant has vehemently opposed the submissions made by the learned counsel for the petitioners and submits that the petitioners are intentionally not settling the dispute. Hence, he submits that the the petitioners have no case for the anticipatory bail.

Heard.

The Court confines this petition to the prayer made for anticipatory bail.

The State Counsel has affirmed that the petitioners have joined the investigation and are not required by them.

In view of the same, the interim order dated 12.07.2021, is made absolute subject to compliance of conditions as envisaged under Section 438 (2) Cr.P.C. and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

01.11.2021

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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No