

CRM-M-2014-2022

Date of decision: 13.07.2022

NIRMALJEET SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Tegbir Singh Dhillon, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

VIVEK PURI, J. (ORAL)

On 19.01.2022, the following order was passed:-

“Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.65 dated 06.11.2020 under Sections 406 and 498-A IPC registered at Police Station Women, District Patiala.

Learned counsel for the petitioner inter alia contends that the petitioner, who is the husband of the complainant, has been falsely implicated in the case in hand. He further contends that the parties arrived at an amicable settlement before the Mediation and Conciliation Center of this Court and a compromise to the said effect was also effected between them vide Annexure P-5 dated 01.03.2021. Learned counsel submits that the parents of the petitioner, who are similarly situated, have been extended the concession of interim bail on the basis of compromise so effected between them.

Notice of motion for 13.07.2022.

Meanwhile, the petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions

as envisaged under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant as back as on 14.10.2007. The matrimonial dispute has cropped up between the parties. The amicable settlement has been effected between the parties in terms of settlement/agreement dated 01.03.2021 (Annexure P-5). Subsequently, the differences again cropped up between them. He further states that in pursuance of interim directions issued by this Court, the petitioner has joined the investigation and no article of *Istri Dhan* is in his custody. Furthermore, the parents of the petitioner have been granted pre-arrest bail by the Co-ordinate Bench of this Court.

On instructions from ASI Baljinder Singh, learned State counsel submits that though the petitioner has joined the investigation but 250 grams of golden jewellery are yet to be effected.

Faced with this situation, learned counsel for the petitioner has pointed out that as per the terms and conditions of the settlement dated 01.03.2021 (Annexure P-5), full and final settlement has been effected between the parties towards marriage expenses, *Istri Dhan*, past, present and future claims including the maintenance and permanent alimony, educational and medical expenses etc.

In view of the aforesaid submissions, the order dated 19.01.2022, granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C.

The petition is allowed.

13.07.2022
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No