

CRM-M-2350-2022

Date of Decision: 4.8.2022

Sanjeev Kumar

..... Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Daman Jeet Bhoriwal, Advocate, for the petitioner.
Ms. Sakshi Bakshi, Assistant Advocate General, Punjab.
Mr. Gautam Bhardwaj, Legal Aid Counsel, for the complainant.

Rajesh Bhardwaj, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.44 dated 11.11.2021 registered under Sections 498-A, 406, 34 IPC at Police Station Women, District Bathinda.

By virtue of the order dated 20.1.2022, while granting interim protection, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that the petitioner has joined the investigation. He further submits that the parties appeared before the Mediation Centre, where, he has paid Rs.10,000/- as litigation expenses to the complainant-wife, however, the parties could not arrive at any amicable settlement. He submits that the interim order may kindly be made absolute.

Report of the Mediation is also received affirming the fact that the parties could not arrive at any mutually acceptable settlement.

Learned counsel for the complainant has vehemently opposed the contentions raised by learned counsel for the petitioner. He submits that the

mediation failed because of non-cooperating attitude of the petitioner.

Learned State counsel, on instructions from ASI Gurmeet Singh, has submitted that the petitioner has joined the investigation and is no more required for further investigation.

After hearing learned counsel for the parties, it is apparent that there does not seem to be any further possibility of amicable settlement. In view of the same, the matter needs to be investigated and tried by the trial Court on merits.

In the attending facts and circumstances, the order dated 20.1.2022 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

4.8.2022
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No