

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

(Sr. No. 209)

CRM-M No.2399 of 2022

Date of decision : 13.07.2022

Amritpal Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. B. S. Baath, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Yaseen Sethi, Advocate for

Mr. Varinder Basa, Advocate for respondents No.2 and 3.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 0085 dated 30.11.2021 registered under Sections 498-A and 406 IPC at Police Station Ghanie Ke Bangar, district Batala.

On 21.01.2022, this Court had passed the following order : -

“Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.0085 dated 30.11.2021 under Sections 498-A and 406 IPC registered at Police Station Ghanie Ke Bangar, Police District Batala.

Learned counsel for the petitioner inter alia contends that the FIR in question was registered as a counter-blast to a petition filed under Section 9 of the Hindu Marriage Act, 1955 by the petitioner, after his wife i.e. daughter of respondent No.2-complainant left the matrimonial home without any cogent reason. He further submits that daughter

of the complainant was never subjected to the alleged harassment much less for not getting adequate dowry and even there was no medical evidence to substantiate the allegations of alleged physical assault. Learned counsel submits that the marriage of the petitioner with the daughter of the complainant was solemnized on 24.06.2020 and she left her matrimonial home on 18.01.2021. He submits that the petitioner is still willing to reconcile all the differences with his wife to explore the possibility of an amicable settlement with her. A prayer has been made that the parties be referred to the Mediation and Conciliation Center of this Court for exploring the possibility of an amicable settlement.

On oral request of learned counsel for the petitioner, wife of the petitioner is impleaded as respondent No.3. Amended memo of parties be filed in the Registry of this Court.

Notice of motion for 13.07.2022.

The parties are directed to appear before the Mediation and Conciliation Center of this Court on 21.02.2022 for exploring the possibility of an amicable settlement.

The petitioner is directed to pay Rs.25,000/- as litigation expenses to respondent No.3 on her appearance before the Mediation and Conciliation Center of this Court.

Report of the Mediation and Conciliation Center be awaited for the date fixed.

Meanwhile, no coercive steps shall be taken against the petitioner till the next date of hearing only.”

Though the mediation which took place in pursuance to the afore quoted order has failed, learned State counsel submits that after investigation of the FIR in question the State has found the contents thereof to be false and accordingly prepared a report seeking cancellation thereof.

In view of the submissions made on behalf of the petitioner as

recorded in the afore quoted order as also the statement made by learned State counsel that the contents of the FIR in question, after investigation, have been found to be false, the interim order of this Court dated 21.01.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

13.07.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No