

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

(204)

CRM-M-3279-2021

Date of Decision: 29.09.2022

Shakti Kumar

--Petitioner

Versus

State of Punjab & another

--Respondents

**CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.**

Present:- Mr. Inderjit Sharma, Advocate for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

Mr. M.S. Basra, Advocate for respondent no.2.

\*\*\*

**RAJESH BHARDWAJ.J (Oral)**

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.0330 dated 3.12.2020 registered under Sections 498-A, 406, 34 IPC at Police Station, Dinanagar, Tehsil Dinanagar, District Gurdaspur.

By virtue of the order dated 19.5.2022 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 19.5.2022 petitioner has joined investigation and fully cooperated and thus the interim order may kindly be made absolute. He further submits that in pursuance to order dated 15.2.2022 petitioner had duly appeared before the Mediation & Conciliation Centre of this court, however, the mediation proceedings remained unsuccessful. It is also submitted that recovery of dowry articles has also been effected and the petitioner has paid Rs.20,000/- as litigation expenses to the complainant.

Learned counsel for respondent no.2 has opposed the submissions made by counsel for the petitioner. It is submitted that mediation proceedings failed on account of adamant attitude of petitioner. It is further submitted that recovery of dowry articles is yet to be effected. However, he admits that the petitioner has paid litigation expenses to the complainant.

Learned State counsel has endorsed the fact that petitioner has joined investigation and he is no more required for further investigation.

This court is of the opinion that there are no further chances of amicable settlement between the parties and thus the present case deserves to be thoroughly investigated and then tried by the Trial Court. The order dated 19.5.2022 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**

**29.09.2022**

lucky

|                            |        |
|----------------------------|--------|
| Whether speaking/reasoned: | Yes/No |
| Whether Reportable:        | Yes/No |