

CRM-M-3020-2022
Date of decision: 06.04.2022

AKSHAY GOYAL

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURIPresent: Mr. Atul Jain, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. AG, Punjab.

VIVEK PURI, J. (ORAL)

Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No. 95 dated 13.12.2021, registered under Sections 406-498-A IPC, 1860 at Women Police Station, District Patiala.

On 28.01.2022, the following order was passed:-

"Petitioner is seeking anticipatory bail in case bearing FIR No.95 dated 13.12.2021, under Sections 406, 498-A IPC, registered at Police Station Women, District Patiala.

Briefly, the FIR has been registered on the basis of the statement of the wife of the petitioner alleging that the marriage was solemnized on 16.02.2021. The complainant has levelled allegations of maltreatment being extended to her on account of bringing less dowry and also misappropriation of her articles of istridhan.

Learned counsel for the petitioner contends that father-in-law of the complainant has been granted pre-arrest bail by the Court of Sessions, the mother of the petitioner is suffering from serious kidney ailments and is on dialysis and on that score the complainant has left the matrimonial house.

Learned counsel for the petitioner further contends that the petitioner is ready and willing to amicably settle the matter through the process of

mediation and is also prepared to bear the necessary expenses to facilitate the presence of the complainant in the Mediation Centre.

On the oral request, complainant-Yashika Goyal wife of Akshay Goyal, daughter of Mohan Lal, r/o Village Kheda Jattan, now residing at House No. 282 Attal Niwas near Guja Madi Village Charia District Patiala is impleaded as respondent No.2.

Registry is directed to make necessary entry in the memo of parties.

Notice of motion.

Mr. M.S. Nagra, AAG Punjab accepts the notice on behalf of the State.

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 23.02.2022.

For awaiting the report of the Mediator, adjourned to 06.04.2022.

The petitioner shall pay a sum of Rs.10,000/- to the complainant on her appearance in the Mediation and Conciliation Centre to facilitate her presence and participation in the mediation proceedings.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

As per the report received from the Mediation and Conciliation Centre, the matter has been amicably settled between the parties.

Learned counsel for the petitioner contends that in pursuance of the interim directions issued by this Court, the petitioner has joined the investigation.

On instructions from ASI Baljinder Singh, learned State counsel has not assailed the aforesaid factual aspects and states that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the aforesaid submissions, the order dated 28.01.2021,

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 stands disposed of.

06.04.2022
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(VIVEK PURI)
JUDGE

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