

CRM-M-3215-2020

Date of decision: 13.07.2022

BABU KHAN

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rohit Kumar, Advocate for the petitioner.

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

Mr. G.B.S. Gill, Advocate for the complainant.

VIVEK PURI, J. (ORAL)

Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.68 dated 20.12.2019, registered under Sections 498-A/406/34 IPC, 1860 at Police Station Women Cell, Bathinda.

On 17.09.2021, the following order was passed:-

“Counsel for the petitioner prays for grant of anticipatory bail to the petitioner while contending that he has already filed a petition under Section 9 of the Hindu Marriage Act and is willing to settle and rehabilitate with the complainant.

This court vide order dated 24.01.2020, while referring the matter to the Mediation and Conciliation Centre of this Court, directed that no coercive steps be taken against the petitioner in order to explore the possibility of amicable settlement.

It is informed that the mediation process could not be undertaken as period of 90 days has lapsed.

The petitioner is directed to join the investigation within a period of one week and on his doing so, the petitioner be released on interim bail subject to his furnishing personal/surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and

*shall abide by the conditions as provided under
Section 438(2) Cr.P.C.*

List for further consideration on 17.02.2022.”

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

On instructions from ASI Gurmeet 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 17.09.2021, granting interim bail to the petitioner is made absolute.

The petition is allowed.

13.07.2022
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(VIVEK PURI)
JUDGE

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