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

**CRM-M-6049-2021 (O&M)
Date of Decision: 14.01.2022**

Yogesh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vijay Pratap Singh, Advocate,
for the petitioner.

Mr. Zorawar S. Chauhan, DAG, Haryana.

Mr. Arun Kumar, Advocate,
for the complainant.

VIVEK PURI J. (ORAL)

The matter has been taken up through Video Conferencing due to Covid-19 pandemic.

On 10.02.2021, following order was passed:-

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Learned counsel for the petitioner submits that there are matrimonial disputes between the parties. The complainant-wife is getting regular maintenance in the proceedings under Section 125 Cr.PC @ Rs.3,000/- per month from the petitioner. At this stage, the petitioner is ready to take the wife to the matrimonial home or in alternative to settle the dispute for all times to come.

On the oral request of learned counsel for the petitioner, complainant Monika is ordered to be impleaded as respondent

No.2.

Learned counsel for the petitioner is directed to file amended Memo of Parties before the Registry within one week from today.

Notice of motion.

Process Dasti as well.

The petitioner and respondent No.2 are directed to appear before the Mediation and Conciliation Centre of this Court on 04.03.2021. However, the petitioner shall pay a sum of Rs.10,000/- to respondent No.2 on her causing appearance before the aforesaid Centre as litigation expenses, which shall be a condition precedent for initiation of mediation proceedings.

For awaiting report, list on 28.04.2021.

Till next date of hearing, arrest of the petitioner shall remain stayed.”

Subsequently as per report of the mediator, the mediation was unsuccessful. Consequently on 17.08.2021, the following order was passed:-

“As per the report of the Mediator, the mediation process has failed.

Adjourned to 13.01.2022.

By an order dated 10.02.2021, the arrest of the petitioner had been stayed. He is hereby directed to join the investigation within a period of one week and hand over all the dowry articles to the Investigating Officer. On doing so, the petitioner be released on interim bail 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 incorporated under Section 438(2) Cr.P.C.

Let a copy of this order be forwarded to the petitioner by the Investigating Officer.”

Learned counsel for the petitioner states that the petitioner has joined investigation in pursuance of the interim direction issued by the Court.

On instructions of Inspector Kulbir Kaur, learned State counsel has acknowledged the fact that the petitioner has joined investigation and his custodial interrogation is not required.

Accordingly the order dated 17.08.2021, vide which the petitioner was granted interim bail, is made absolute.

The petition stands allowed.

14.01.2022

Apurva

**(VIVEK PURI)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No