

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(201)

CRM-M-6025-2021

Date of Decision: 17.11.2022

Harpreet Singh @ Harpreet Randhawa

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. M.S. Basra, Advocate for the petitioner.

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

Mr. Dinesh Mahajan, Advocate for the complainant.

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.11 dated 15.1.2021 registered under Sections 498-A, 406 IPC at Police Station, Dina Nagar, District Gurdaspur.

By virtue of the order dated 10.2.2021 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 10.2.2021 petitioner has joined investigation. He submits that petitioner has duly joined the mediation proceedings and has also paid the litigation expenses of Rs.25,000/- as directed by this court. He submits that complainant remained absent during the mediation proceedings. He submits that the interim order may kindly be made absolute.

Learned counsel for the complainant has opposed the submissions made by counsel for petitioner. He submits that earlier the mediation was held in Gurdaspur, where the complainant duly appeared.

Learned State counsel on instructions from ASI Gurmej Singh has endorsed the fact that petitioner has joined investigation and submitted that he is no more required for further investigation. However, he submits that recovery of some of the gold articles remains to be effected.

Report of the Mediator has been placed on record and a perusal of the same would reveal that the complainant appeared before the Mediation Centre only once i.e. on 1.10.2022 and in the rest of the proceedings she remained absent.

In view of the above, the order dated 10.2.2021 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

17.11.2022

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