

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212

CRM-M-5630 of 2022
Date of decision:14.07.2022

Kartik Jolly

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. S.S.Maini, Advocate
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

Mr. Rakesh Sobti, Advocate for
Mr. Anshul Jain, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

On 22.02.2022, this Court passed the following order:-

“Heard through video conferencing.

*Instant petition has been filed under Section 438 Cr.P.C
seeking grant of anticipatory bail to the petitioner in case FIR
No.87 dated 04.12.2021 registered under Sections 323, 377,
406, 498-A and 506 of Indian Penal Code, 1860 at Police
Station Sector-7, Panchkula, District Panchkula
(Annexure P-1).*

*Counsel for the petitioner submits that FIR is an
outcome of marital dispute between the parties. He submits
that the allegations have been levelled against the petitioner as*

well as his parents, who have been granted interim bail by the learned Sessions Court, Panchkula and have joined the investigation and returned the alleged dowry articles as well as cash. Counsel has filed the affidavit dated 21.02.2022 of the petitioner and has furnished the receipt dated 21.02.2022 signed by the complainant, which are taken on record.

State counsel has filed the status report by way of an affidavit of Assistant Commissioner of Police, Panchkula on behalf of the respondent-State, affirming this fact, though she submits that father of the complainant is not ready to take back the dowry articles.

Mr. Anshul Jain, Advocate has put in appearance on behalf of the complainant and submits that the parties have entered into a compromise.

List on 14.07.2022.

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

Upon instructions from SI Pardeep, State counsel submits that the petitioner has joined investigation, recovery has been effected and he is no longer required for custodial interrogation.

Counsel for the complainant submits that in terms of the compromise arrived at between the parties, a separate petition seeking quashing of FIR on the basis of compromise has been instituted, wherein, parties have been directed to appear before the Trial Court to record their statements in support of the compromise.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed and the order dated 22.02.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

July 14, 2022
savita

(SUVIR SEHGAL)
JUDGE

<i>Whether Speaking/Reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes/No</i>