

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(207)

CRM-M-8187-2022
Date of Decision: 22.09.2022

Phool Kamal Singh

--Petitioner

Versus

State of Punjab & another

--Respondents

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

Present:- Petitioner in person with Mr. P.S. Hundal,
Sr. Advocate with Mr. Vikramjit Singh, Advocate.

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

Complainant in person with
Mr. Achin Gupta, Advocate for respondent no.2.

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.14 dated 22.1.2022 registered under Sections 406 and 498-A IPC at Police Station, City Samana, District Patiala.

By virtue of the order dated 25.2.2022 while granting interim protection, the petitioner was directed to join investigation.

Learned senior counsel for the petitioner submits that in pursuance to the order dated 25.2.2022 petitioner has joined investigation and fully cooperated and thus the interim order may kindly be made absolute. He submits that parties were referred to the Mediation & Conciliation Centre of this court, however, mediation proceedings remained unsuccessful.

Learned counsel for respondent no.2 has opposed the submissions made by counsel for petitioners and submits that respondent no.2 is ready to join the matrimonial home. He submits that mediation proceedings remained unsuccessful due to adamant attitude of the petitioner. He further submits that recovery of the dowry articles is yet to be effected.

Learned State counsel has endorsed the same and submitted that petitioner is no more required for further investigation.

This court has interacted with the respective parties who are present in person with their counsel. Prima facie it transpires that possibility of the amicable settlement between the parties is not there and the dispute needs to be decided on merits before the learned Trial Court.

In view of the above, the order dated 25.2.2022 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

22.09.2022

lucky

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