

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6863-2020
Date of Decision: 11.07.2022

GURDEEP SINGH ... PETITIONER
V/S
STATE OF PUNJAB & ANOTHER ... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. R.S.Waraich, Advocate for the petitioners.

Ms. Ruchika Sabherwal, AAG Punjab.

* * *

VIVEK PURI, J. (ORAL)

Petitioner is seeking anticipatory bail in case bearing FIR No. 21 dated 25.01.2020 under Sections 498-A, 406, 506, 323 IPC, registered at Police Station City Kanna, District Ludhiana.

On 13.01.2022, following order was passed:

“As per report received from the Mediation and Conciliation Centre, parties failed to arrive at an amicable settlement.

Learned counsel for the petitioner submits that the instant petition emanates from a marital discord between the parties. He further submits that the petitioner is ready to join the investigation and cooperate with the investigating agency.

Adjourned to 19.05.2022.

Meanwhile, the petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C..”

Learned counsel for the petitioner contends that it was a love marriage between the petitioner and the complainant and the family of the

complainant was averse to their marriage. At the earlier instance, the petitioner and the complainant had submitted a complaint, Annexure P-3 before the Human Rights Commission seeking protection to their life and liberty at the hands of parental family members of the complainant. On account of the interference by the parental family members of the complainant, she was forced to leave the matrimonial house. Furthermore, a sum of Rs. One Lakh has been paid to the complainant in terms of the order dated February 17, 2020 passed by this Court. In pursuance of the interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Mukhtiar Singh, has not disputed the fact that the petitioner has joined the investigation and further states that the custodial interrogation of the petitioner is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 13.01.2022 is made absolute.

The petition stands allowed.

11.07.2022

Janki

(VIVEK PURI)
JUDGE

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