

CRM-M-10478-2021 (O&M)
CRM-M-11019-2021

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207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: 07.09.2022

1. CRM-M-10478-2021 (O&M)

BALWINDER KAUR		... PETITIONER
	V/S	
STATE OF PUNJAB		... RESPONDENT

2. CRM-M-11019-2021

LAKHBIR SINGH		... PETITIONER
	V/S	
STATE OF PUNJAB		... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. D.S.Malwai, Advocate for the petitioner(s).

Ms. Ruchika Sabherwal, DAG Punjab.

Mr. Sarbjit Singh, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

This order shall dispose of CRM-M-10478-2021 and CRM-M-11019-2021.

Petitioners are seeking anticipatory bail in case bearing FIR No. 9 dated 30.12.2020 under Sections 420, 494, 498-A IPC, registered at Police Station NRI Wing, District Amritsar.

On 21.03.2022, following order was passed:

“As per the report received from the Mediation and Conciliation Centre, Amritsar, amicable settlement has been effected between the parties. The petitioner(s) in both the cases are mother-in-law and father-in-law of the complainant.

Learned State counsel has pointed out that in terms of the order dated 05.03.2021 (in CRM-M-10478-2021) and 22.03.2021 (in CRM-M-11019-2021), the arrest of the

petitioner(s) was stayed but they are yet to join the investigation.

Adjourned to 23.05.2022.

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

Photocopy of this order be placed on the file of connected case.”

Learned counsel for the petitioner(s) contend that the petitioners are the father-in-law and mother-in-law of the complainant. An amicable settlement has been effected between the parties through mediation and a petition under Section 13-B of Hindu Marriage Act has been instituted by Daulat Singh, the son of the petitioners and the complainant. The petitioners have also joined the investigation in pursuance of the interim directions.

Learned State counsel on the instructions of ASI Sukhwant Singh submits that the petitioners have joined the investigation and their custodial interrogation is not required.

Learned counsel for the complainant has also not disputed the aforesaid factual assertions as put forth by the learned counsel for the petitioners.

The petitioners are the father-in-law and mother-in-law of the complainant, they have joined the investigation in pursuance of the interim directions and their custodial interrogation is not required. The matter was referred to Mediation and Conciliation Center, Amritsar and as per the report, the dispute has been amicably settled.

In these set of circumstances, sufficient exceptional

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circumstances are made out to extend the concession of pre-arrest bail to the petitioners. The order dated 21.03.2022 is made absolute.

The petitions stand allowed.

07.09.2022

Janki

(VIVEK PURI)
JUDGE

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