

101+201

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-13808-2021 (O&M)
Date of decision : 01.06.2022**

Ravish Goel

..... Petitioner

versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Bharat Puri, Advocate
for the petitioner.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. Gaurav Vir Singh Behl, Advocate for
Mr. Sukhjinder Singh Behl, Advocate
for respondent No.2.

RAJESH BHARDWAJ, J. (Oral)

CRM-14820-2022

Application is allowed as prayed for.

Annexures P-7 to P-10 are taken on record.

CRM-M-13808-2021

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.26 dated 24.02.2021, under Sections 406, 498-A of Indian Penal Code, 1860, registered at Police Station Women, Ludhiana.

Vide order dated 22.02.2022 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner has submitted that pursuant to order dated 22.02.2022, petitioner has already joined the investigation and as such his interim bail may be made absolute. He also

submits that though the petitioner appeared before the Mediation Centre, however, respondent No.2 did not join the mediation proceedings.

The report of the Mediator dated 24.05.2022 has also been received which shows that in the absence of respondent No.2, the mediation proceedings could not be held.

Learned counsel for respondent No.2 has opposed the prayer made by learned counsel for the petitioner. He has submitted that recovery of the gold articles is yet to be effected.

Learned State counsel, on instructions from SI Raghbir Singh, affirmed the fact that the petitioner has joined the investigation, however, some of the dowry articles are yet to be effected.

On interaction with counsel for the parties, it is apparent that there are no further chances of amicable settlement. Keeping in view the overall facts and circumstances of the case that the petitioner has joined investigation and despite the matter having been referred to the mediation, complainant did not join the mediation proceedings, merely because some dowry articles remains to be effected cannot be a ground for declining bail to the petitioner. The matter deserves to be investigated and decided on merits.

In view of the above, interim order dated 22.02.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

01.06.2022
m.sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No