

CRM-M-13054-2022

Date of decision: 03.08.2022

ANSHU GOEL

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Parminder Singh, Advocate for the petitioner.
Ms. Ruchika Sabherwal, AAG, Punjab.
Mr. Lalit Singla, Advocate for the complainant.

VIVEK PURI, J. (ORAL)

On 29.03.2022, the following order was passed:-

“Petitioner is seeking anticipatory bail in case bearing FIR No.08 dated 13.03.2022 under Sections 406, 498-A IPC, registered at Police Station Women, Patiala.

Learned counsel for the petitioner states that marriage of the petitioner was solemnized with the complainant on 26.01.2020. The parents of the petitioner have been granted interim bail and in the order vide which they have been granted interim bail it has been observed that as per the version of the complainant, the dowry articles are in the possession of mother-in-law. However, the bail has been declined to the petitioner on the score that recovery of dowry articles is yet to be effected. Furthermore, the allegations with regard to physical and mental torture are false. Some of the articles are lying in the house of the parties at Bangalore and the keys thereof are with the complainant.

Notice of motion.

Mr. A.A.Pathak, Addl. AG Punjab accepts notice on behalf of the State.

Mr. Lalit Singla, Advocate has put in appearance on behalf of the complainant.

Learned counsel for the complainant has stated that recovery of articles is yet to be effected and huge expenses have been incurred at the time of solemnization of marriage.

However, both the learned counsel for the parties

have stated that they are open and agreeable for amicable settlement. In these set of circumstances, let the parties appear before the Mediation and Conciliation Centre of this Court on 26.04.2022.

For awaiting the report of the Mediator, adjourned to 03.08.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his 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.”

Learned counsel for the petitioner contends that in pursuance of interim directions, the petitioner has joined the investigation. Furthermore, the matrimonial dispute has been amicably settled between the parties in the Mediation and Conciliation Centre of this Court. The petitioner and respondent No.2 will institute a petition under Section 13-B of Hindu Marriage Act by mutual consent and a sum of Rs. 40,00,000/- shall be paid to respondent No.2 on account of permanent alimony as per the terms of settlement.

Learned State counsel and counsel for the complainant have not disputed the aforesaid factual aspects as asserted by the learned counsel for the petitioner. Learned State counsel further submits that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the aforesaid submissions, the order dated 29.03.2022, granting interim bail to the petitioner is made absolute.

The petition is allowed.

03.08.2022
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(VIVEK PURI)
JUDGE

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