

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14497-2022
Date of Decision: 24.08.2022

PRINCE VASUDEVA ... PETITIONER
V/S
STATE OF HARYANA ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rajesh Kapila, Advocate for the petitioner.

Mr. Zorawar Singh Chauhan, DAG Haryana.

Mr. Gagandeep Singh, Advocate for
Mr. A.S.Manaise, Advocate for the complainant.

* * *

VIVEK PURI, J. (ORAL)

On 29.04.2022, following order was passed in the main case:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 13 dated 28.02.2022 under Sections 323, 406, 498-A, 506 IPC, registered at Police Station Women, District Panchkula.

Learned counsel for the petitioner contends that marriage of the petitioner was solemnized with the complainant on 19.06.2021. The complainant was suffering from serious mental health issues which fact was concealed at the time of marriage. The petitioner has instituted a petition under Section 12 of the Hindu Marriage Act. Furthermore, the complainant had given beatings to the mother of the petitioner. A representation, Annexure P-2 was also submitted to the Officer-in-Charge, Police Station 'B' Division, Amritsar. The FIR has been lodged subsequently as a counter-blast to the proceedings initiated by the petitioner.

Notice of motion.

Mr. Zorawar Singh Chauhan, DAG Haryana accepts notice on behalf of the State.

Mr. A.S.Manaise, Advocate has put in appearance on behalf of the complainant.

Learned counsel for the petitioner as well as learned counsel for the complainant are *ad idem* that possibility of amicable settlement through the process of mediation may

be explored in this case.

The petitioner and the complainant are directed to appear before the Mediation and Conciliation Center of this Court on 25.05.2022. On appearance of the complainant before the Mediator, the petitioner shall pay a sum of Rs. 20,000/- to facilitate her presence and participation in the mediation proceedings.

Report of the Mediator be awaited for 24.08.2022.

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.”

As per the report received from the Mediation and Conciliation Centre of this Court, the matrimonial dispute has been amicably settled between the parties. It has been settled that the parties shall present a petition under Section 13-B of Hindu Marriage Act for dissolution of marriage by mutual consent. Furthermore, a sum of Rs. 4,75,000/- shall be paid to the complainant on account of permanent alimony. Respondent No.2 shall also withdraw the petition under Section 125 Cr.P.C. and the proceedings initiated by her as per the provisions of Protection of Women from Domestic Violence Act. It has been further stated that a separate petition for quashing the FIR on the basis of compromise, has been instituted in this Court. The petitioner has joined the investigation in pursuance of the interim directions issued by the Court.

Learned State counsel, on instructions from P/SI Priya, has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant has also not disputed the aforesaid factual aspects as asserted on behalf of the petitioner.

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 29.04.2022 is made absolute.

The petition stands allowed.

24.08.2022

Janki

**(VIVEK PURI)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No