

Gurtej Singh alias Goldi

..... Petitioner

Versus

State of Punjab and another

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: None for the petitioner.

Ms. Gunkirat Kaur, Assistant Advocate General, Punjab.

Mr. Gautam Pathania, Advocate, for the complainant.

Rajesh Bhardwaj, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.42 dated 13.2.2019 registered under Section 498-A IPC at Police Station Model Town, Hoshiarpur, District Hoshiarpur.

Learned counsel for respondent No.2 submits that vide order dated 11th April, 2019, the parties were directed to appear before the Mediation and Conciliation Centre of this Court and litigation expenses of Rs.15,000/- was ordered to be paid to respondent No.2. He further submits that the parties appeared before the Mediation and Conciliation Centre of this Court. He has submitted that vide order dated 10th December, 2019, the petitioner submitted before the Court that he is ready to take his wife with him in a rented accommodation where, he is presently residing. The respondent-wife was taken by the petitioner to the matrimonial home and

they remained together for about 2-3 months but later on, he again deserted her. He has submitted that due to the ongoing pandemic, the parties could not be present before the Court also.

On 15.11.2021, no one appeared for the petitioner and it was made clear that if no one appears for the petitioner on the next date of hearing, the present petition would be heard on merits.

Today position remains the same as none has appeared for the petitioner.

Learned counsel for the complainant has vehemently contended that the complainant-wife has already been deserted by the petitioner and the petitioner is totally misusing the interim order granted. Neither he is maintaining his wife nor he is obeying the order of the Court.

In view of the same, the Court finds that the petitioner is misusing the interim order granted by this Court. No case for anticipatory bail is made out, hence, the present petition is dismissed.

(RAJESH BHARDWAJ)
JUDGE

12.1.2022
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No