

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

**CRM-M-22929-2022
Date of Decision: 14.12.2022**

RAVI KUMAR PRASHAR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Chander Shekhra Sharma, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

Mr. Gursimran Singh Madaan, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

On 25.05.2022 following order was passed:

“Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.65 dated 25.03.2022, registered under Sections 406/498-A IPC, 1860 at Women Police Station, District Ludhiana.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 27.02.2009 and two children were born from the wedlock. Both the children are in custody of the petitioner. The FIR has been registered on the basis of vague allegations without any specific instance. Furthermore, the petitioner is ready and willing to amicably settle the matrimonial dispute through mediation.

Notice of motion.

Ms. Ruchika Sabherwal, AAG, Punjab accepts notice on behalf of the respondent-State.

Mr. Gursimran Singh Madaan, Advocate has put in appearance on behalf of respondent No.2/complainant and filed memo of appearance. He has fairly stated that the complainant is not averse to exploring the possibility of amicable settlement through the process of mediation.

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 25.07.2022.

To await the report, list on 29.09.2022.

However, the petitioner shall pay a sum of Rs. 30,000/-

to respondent No.2/complainant on her appearance before the Mediation and Conciliation Centre of this Court to facilitate her presence and participation during the course of mediation proceedings.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court. Furthermore, the matrimonial dispute has been amicably settled in Mediation and Conciliation Center of this Court. The complainant is happily residing with both the children and the petitioner in her matrimonial house.

Learned State counsel, on instructions from ASI Roop Singh, states that the petitioner has joined the investigation and the custodial interrogation of the petitioner is not required.

Learned counsel for the complainant has not disputed the factual assertions as putforth by learned counsel for the petitioner.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 25.05.2022 is made absolute.

14.12.2022

Janki

**(VIVEK PURI)
JUDGE**

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