

213/3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25510-2022
Date of Decision: 24.08.2022

AMARJIT SINGH ... PETITIONER
V/S
STATE OF PUNJAB & ANOTHER ... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. L.S.Virk, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

On 02.06.2022, following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 23 dated 25.02.2022 under Sections 498-A, 406 IPC, registered at Police Station Nurmahal, District Jalandhar.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with Maninder Kaur, complainant on 15.10.2019. The marriage of Sharda, the younger sister of the complainant was solemnized with Inderjit Singh, younger brother of the petitioner on 19.10.2019. The complainant along with her sister had been residing with the petitioner and his brother in the matrimonial house. However, the matrimonial dispute had cropped up due to minor issues and temperamental differences between both the couples. Consequently, the complainant had lodged the FIR levelling allegations against the petitioner, his brother and other family members. The allegations pertaining to the harassment on account of demand of dowry are false and frivolous. It has also been contended that the matrimonial dispute of both the couples can be amicably resolved. Inderjit Singh, the younger brother of the petitioner has also preferred a petition for anticipatory bail bearing CRM-M-21077-2022 wherein the matter has been referred to the Mediation and Conciliation Center. The petitioner is not involved in any other case. Even the parents of the petitioner have been granted interim bail by this Court.

Notice of motion.

Ms. Bhavna Gupta, DAG Punjab accepts notice on behalf of the State.

Mr. Nagesh Paul, Advocate has put in appearance on behalf of the complainant.

It has been conceded that the dispute pertaining to the other couple has been referred to Mediation and Conciliation Center.

Learned counsel for the complainant very fairly states that the possibility of amicable settlement through the process of mediation may be explored in the instant case also.

On the oral request, complainant i.e. Maninder Kaur w/o Amarjit Singh, r/o House No. 84-158, Mohalla Jolian, Nurmahal, Tehsil Phillaur, District Jalandhar is impleaded as respondent No.2. Registry is directed to make the necessary addition in the memo of parties.

The petitioner and the complainant are directed to appear before the Mediation and Conciliation Center of this Court on 08.07.2022. On appearance of the complainant before the Mediator, the petitioner shall pay a sum of Rs.15,000/- 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.

To be heard along with **CRM-M-21077-2022.**”

In the instant case and connected matter bearing CRM-M-21077-2022, the matter was referred to the Mediation and Conciliation Centre, but the mediation remained unsuccessful.

Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of the interim directions issued by the Court.

Learned State counsel, on instructions from ASI Avtar Lal, has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

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 02.06.2022 is made absolute.

The petition stands allowed.

24.08.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No