

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

CRM-M-26312 of 2022
Date of decision:23.08.2022

Navdeep Kaur and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Gobind Singh Randhawa, Advocate for
Mr. Vinay Kumar, Advocate
for the petitioners.

Ms. Kanika Sachdeva, AAG, Punjab.

Mr. Vipin Mahajan, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 Cr.P.C., seeking grant of anticipatory bail to the petitioner in case FIR No.36 dated 25.05.2022 registered under Sections 363, 366-A, 380 of Indian Penal Code, 1860 at Police Station Kahnuwan, District Gurdaspur (Annexure P-1).

On 13.06.2022, this Court passed the following order:-

“Counsel inter alia submits that admittedly the petitioners got married on 23.05.2022 and a protection order has also been granted by this Court in CRWP No.5077 of 2022 on 26.05.2022. The FIR was lodged by the grand father namely

Gurdial Singh and in spite of protection order granted by this Court, the Additional Sessions Judge, Gurdaspur has denied the benefit of anticipatory bail. It has also been submitted that the gold ornaments and the cash which had been taken are also on the exaggerated side and in the FIR also, no bills were attached.

Notice of motion.

Mr. A.A.Pathak, Addl.A.G., Punjab accepts notice on behalf of respondent-State and Mr. Vipin Mahajan, Advocate has filed Power of Attorney on behalf of the complainant. Mr. Mahajan submits that he does not wish to oppose the bail and would be happy if the family is got to interact with each other on one occasion and the matter can be amicably settled since petitioner No.1 is the only daughter of the family.

Accordingly, if the petitioners appear before the Investigating Officer, they be released on ad interim bail by the Investigating Officer. The petitioners shall join investigation as and when required and shall comply with the conditions laid down under Section 438(2) Cr.P.C. The petitioners shall come present thereafter in the Mediation Centre of the High Court on 06.07.2022 at 11.00 A.M. alongwith the complainant and other family members shall also be present in an effort to resolve the issue.

Adjourned to 23.08.2022.”

Counsel for the petitioners submits that petitioners have joined investigation and the dispute has been settled before the Mediation and Conciliation Centre of this Court.

Upon instructions from ASI Amreek Singh, State counsel confirmed the fact of petitioners having joined the investigation. She has instructions to state that they are no longer required for custodial interrogation and on conclusion of investigation, cancellation report has been prepared.

Counsel representing the complainant has admitted the factum of settlement and does not oppose the prayer made in the petition.

In view of the above facts, but without commenting on the merits of the case, present petition is allowed and order dated 13.06.2022 granting interim bail to the petitioners is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

August 23, 2022
savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No