

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(213)

CRM-M-28778-2020

Date of Decision: 10.2.2022

Balwinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. A.S. Bakshi, Advocate for the petitioner.

Mr. Rakesh Inder Singh Sidhu, A.A.G., Punjab.

Ms. Shweta Sharma, 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 pre-arrest bail to the petitioner in FIR No.199 dated 1.9.2020 registered under Sections 498-A IPC at Police Station, City Kharar, SAS Nagar, Mohali.

By virtue of the order dated 10.11.2021 while granting interim protection the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that in pursuance to the order dated 10.11.2021, the petitioner has joined the investigation and fully cooperated with the same. Counsel further submits that petitioner appeared before the Mediation & Conciliation Centre of this court, however, the complainant is not coming forward. Report of the Mediator dated 1.2.2022 has been placed on record which reveals that the petitioner has been appearing and the respondent has not appeared and it has been further mentioned that it seems that respondent is not interested in

mediation proceedings.

Learned counsel for the complainant, though, opposes the submissions made by counsel for the petitioner but admitted the fact that the complainant could not appear for mediation proceedings.

Learned State counsel has endorsed the fact that the petitioner has joined the investigation and submitted that he is no more required for further investigation.

In view of the above, the order dated 10.11.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

10.2.2022

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No