

214 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-33278-2022 (O&M)

Date of Decision: 30.11.2022

RAMAN DEEP

... PETITIONER

V/S

STATE OF PUNJAB & ANOTHER

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Ashutosh Gupta, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

On 01.08.2022 following order was passed:

“Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.141 dated 26.10.2021, registered under Sections 406/498-A IPC, 1860 at Police Station City Morinda, District Rupnagar.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 22.10.2019. The complainant had resided in the matrimonial house for a period of about two and a half months and is residing in her parental house since January, 2020. The petitioner is ready and willing to return back the articles of *Istri Dhan* and further to amicably settle the dispute through mediation. The petitioner has also initiated proceedings for restitution of conjugal rights prior to the submission of the complaint on the basis whereof FIR has been registered.

On the oral request of the learned counsel for the petitioner, the complainant i.e. Jasmine, daughter of Jaspal Singh, R/o House No. 48, Ward No.5, Near Railway Line City Morinda, Rupnagar is impleaded as respondent No.2 in order to explore the possibility of amicable settlement.

Notice of motion.

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

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 08.09.2022.

To await the report, list on 30.11.2022.

However, the petitioner shall pay a sum of Rs. 20,000/- 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 matter has also been amicably settled in Mediation and Conciliation Center of this Court. As per the settlement, the parties shall be filing a petition for mutual divorce as per Muslim laws/Muslim personal laws.

Learned State counsel, on instructions from HC Pawandeep Singh, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 01.08.2022 is made absolute.

The petition stands allowed.

30.11.2022

Janki

**(VIVEK PURI)
JUDGE**

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