

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

(Sr. No. 206)

CRM-M No.40140 of 2021

Date of decision : 07.04.2022

Gurmeet Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

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

Ms. Gunkirat Kaur, AAG, Punjab.

Mr. Harmandeep Singh, Advocate for
Mr. Tarun Sharma, Advocate for the complainant.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 9 dated 14.06.2021 registered under Sections 498-A IPC at Police Station Women, district Ferozepur.

On 29.10.2021, this Court had passed the following order : -

“At the very outset, on the oral request of counsel for the petitioner, complainant Lakhvir Singh s/o Mahinder Singh, r/o village Santu Wala, Tehsil Zira, District Ferozepur is impleaded as respondent No.2 in the instant petition, whereas his daughter Karamjit Kaur is impleaded as respondent No.3.

Registry is directed to amend the memo of parties accordingly.

Counsel for the petitioner herein while praying for

pre-arrest bail to the petitioner would contend that the petitioner herein is the mother-in-law of the daughter of the complainant and is not currently residing in India and arriving today itself i.e. 29.10.2021 and will join the investigation as soon as of her arrival i.e. within one week from landing in India. It is also contended that husband of the petitioner has already been allowed interim bail by the court below. It is submitted that the petitioner herein, though being the mother-in-law, would like to refer the matter to the Mediation Centre of this Court, so that possibility of an amicable settlement can be arrived at.

Notice of motion.

At this stage, Mr. A.S. Gill, Sr. DAG Punjab, who is appearing through the medium of video conferencing, accepts notice on behalf of respondent No.1-State.

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 17.11.2021 to explore the possibility of an amicable settlement to the dispute amicably, on which date, the petitioner would pay a sum of Rs.22,000/- to respondent No.3 towards litigation and travelling expenses, which would be a condition precedent for the mediation process.

Let notice be issued to respondents No.2 and 3 for 17.11.2021.

Dasti as well.

To await report, list before this court on 07.04.2022.

Meanwhile, the petitioner is directed to join the investigation within a period of one week and on her doing so, in the event of arrest the petitioner be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C. ”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that her custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 29.10.2021, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

07.04.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No