

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

**207**

(Through Video Conferencing)

**CRM-M-41900-2021**

**Date of decision: 01.02.2022**

Harjit Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. Yogesh Goel, Advocate and  
Mr. Pulkit Sethi, Advocate  
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

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**MANJARI NEHRU KAUL, J. (ORAL)**

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0160 dated 27.08.2021 under Sections 498-A and 406 of the IPC registered at Police Station City Gurdaspur, District Gurdaspur.

As per report received from the Mediation and Conciliation Center to which the parties were referred to, the parties failed to arrive at an amicable settlement.

Learned counsel for the petitioner submits that despite making earnest efforts to keep his wife i.e. the complainant, happy in the matrimonial home, she had planted the instant case upon the petitioner. It has been submitted that it was on account of temperamental differences, there was discord between the complainant and the petitioner. He still further submits that as the complainant was not comfortable staying with his parents, he moved out of his parents

house and took a house on rent on 10.12.2020 which also failed to help matters. Learned counsel submits that the petitioner has also filed a petition under Section 9 of the Hindu Marriage Act, 1955 which is pending adjudication. Learned counsel further submits that in compliance of order dated 06.10.2021, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions from SI Bakhish Singh, does not dispute the factum of the petitioner having joined investigation. He submits that the petitioner is not required for further investigation much less custodial interrogation.

In view of the above, the petition is allowed and interim order dated 06.10.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

**01.02.2022**

**(MANJARI NEHRU KAUL)**

Vinay

**JUDGE**

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