

**204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-39444-2020
Date of Decision: 17.02.2022**

JASPAL SINGH

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. K.S. Brar, Advocate for the petitioner.

Ms. Ruchika Sabherwal, AAG Punjab.

Mr. Ashish Gupta, Advocate for the complainant.

(The case has been taken up through video conferencing on account of Covid-19 pandemic)

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VIVEK PURI, J. (ORAL)

Jaspal Singh- petitioner is seeking anticipatory bail in case bearing FIR No. 154 dated 15.09.2020 under Sections 406 and 498-A IPC, registered at Police Station Jaitu, District Faridkot.

Learned counsel for the petitioner contends that the FIR has been registered against the petitioner on account of marital dispute. The marriage of the petitioner took place with the complainant on 04.02.2014 and a daughter was born from the wedlock. The dispute has been amicably settled through mediation. The settlement/agreement arrived at between the parties also indicates that the petitioner and his wife have decided to live together amicably.

Furthermore, in terms of the order dated 19.07.2021, the

directions were issued to the petitioner to join the investigation subject to the conditions under Section 438 (2) Cr.P.C.

Learned counsel for the petitioner further contends that the matrimonial dispute has been amicably settled between the parties and they are happily residing together.

On the instructions of ASI Gurmukh Singh, learned State counsel stated that the petitioner has joined the investigation and his custodial interrogation is not required.

As such, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. Accordingly, it is directed that in the event of arrest, the petitioner be released on bail to the satisfaction of the arresting officer.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C.

The petition stands allowed.

17.02.2022
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(VIVEK PURI)
JUDGE

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