

CRM-M-44925-2021

Date of decision: 14.02.2022

AJAY BANSAL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Anurag Arora, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Ms. Raheesh Pahwa, Advocate for
Ms. Puneeta Sethi, Advocate
for respondent No.2.

VIVEK PURI, J. (ORAL)

Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioners in case FIR No. 454 dated 23.09.2021, registered under Sections 323/34/342/377/406/498-A/506 IPC, 1860, at Police Station Civil Line Kaithal, District Kaithal.

On 18.01.2022, the following order was passed:-

“As per the report received from the Mediator, the matter has been amicably settled.

It has been stated by learned counsel for the petitioner that petition for quashing of the FIR has been instituted and another petition under Section 13-B of the Hindu Marriage Act for dissolution of marriage by mutual consent has already been instituted. This factual aspect has not been disputed by the learned counsel for the complainant. However, learned State counsel has pointed out that arrest of the petitioner has only been stayed and he has not yet joined the investigation.

Adjourned to 14.02.2022.

Meanwhile, it is directed that the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the interim directions issued by this Court, the petitioner has joined the investigation and his custodial interrogation is not required and furthermore, the matter has been amicably settled between the parties.

On instructions from ASI Amarjit Kaur, learned State counsel has not assailed the aforesaid factual aspects and further states that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for respondent No.2/complainant has stated that the matter has been amicably settled between the parties.

In view of the aforesaid submissions, the order dated 18.01.2022, granting interim bail to the petitioner is made absolute.

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

The petition stands disposed of.

14.02.2022
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(VIVEK PURI)
JUDGE

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