

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

**CRM-M-46340-2021  
Date of Decision: 01.02.2022**

**SANDEEP SINGH ... PETITIONER  
V/S  
STATE OF PUNJAB & ANOTHER ... RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr. V.K.Kaushal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, AAG Punjab.

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

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**VIVEK PURI, J. (ORAL)**

On 03.11.2021, following order was passed:

“Sandeep Singh-petitioner is seeking anticipatory bail under Section 438 Cr.P.C in the case bearing FIR No. 165 dated 06.10.2021 under Sections 406/498-A, IPC, registered at Police Station Bullowal, District Hoshiarpur.

It has been contended by the learned counsel for the petitioner that though the complaint has been submitted by the wife of the petitioner against the parents and other relatives of the petitioner but the FIR under Sections 498-A and 406 IPC has only been registered against the petitioner. The marriage was solemnized on 08.12.2019. False and sweeping allegations have been raised with regard to demand of money. Furthermore, the matrimonial dispute has cropped up between them due to some temperamental differences and the petitioner is ready to settle the matter. He has also instituted a petition under Section 9 of Hindu Marriage Act for restitution of the conjugal rights and the present complaint has been instituted subsequently as a counter blast.

Notice of motion.

Ms. Ruchika Sabharwal, AAG, Punjab, accepts notice on behalf of the respondent-State.

Adjourned to 20.01.2022.

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 join the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that the matrimonial dispute has been amicably settled between the parties, the petitioner and the complainant will file a petition under Section 13-B of the Hindu Marriage Act for dissolution of marriage by mutual consent and it has also been agreed that a petition under Section 482 Cr.P.C. shall also be instituted for quashing of FIR and subsequent proceedings. Copy of the compromise dated 19.01.2022 has been placed on record. In the compromise, it has also been mentioned that the complainant has also received all her articles including the golden ornaments.

Learned State counsel, on instructions from SI Maninder Singh, has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 03.11.2021 is made absolute.

The petition stands allowed.

**01.02.2022**

Janki

**(VIVEK PURI)**  
**JUDGE**

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