

CRM-M-43379-2020

Date of Decision: 7.2.2022

Rajat Kumar

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Manu Loona, Advocate, for the petitioner.

Ms. Sakshi Bakshi, Assistant Advocate General, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.152 dated 17.10.2020 registered under Section 498-A/406 IPC at Police Station Khuian Sarwar, District Fazilka.

Learned counsel for the petitioner submits that in pursuance to the order dated 22.12.2020, the petitioner has joined the investigation. He further submits that the parties have appeared before the Mediation Centre as well.

Report of the Mediator dated 26.1.2022 is also placed on record, which would show that the respondent-complainant did not join the mediation proceedings. It further reveals that when they contacted the complainant, her brother told that they do not want further mediation proceedings as the challan has been presented in the Court. So, the matter was sent back to the Court.

Learned State counsel, on instructions from ASI Balbir Singh, has affirmed that the petitioner has joined the investigation and he is no more required for further investigation. She further submits that the challan has also been presented.

In view of the above, the order dated 22.12.2020 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C. and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

7.2.2022
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No