

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(204-1)

CRM-M-54005-2021
Date of decision:- 29.03.2022

Amarjeet Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ishan Thakur, Advocate for
Mr. Lakhwinder S. Sidhu, Advocate
for the petitioner.

Mr. A.S.Gill, Senior DAG, Punjab
for State-respondent No.1.

Mr. B.S.Jatana, Advocate
for complainant-respondent No.2.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking pre-arrest bail in case FIR No.333 dated 08.12.2021, registered for offences under Sections 498-A and 406 of the Indian Penal Code, 1860, at Police Station Sadar Mansa, District Mansa, Annexure P-2.

Counsel for the petitioner submits that the petitioner is the 70 years old mother-in-law of the complainant and FIR, Annexure P-2, has been registered on account of a marital discord between her son and the complainant. He submits that in compliance of the order passed by this Court, the petitioner has joined the investigation and the alleged dowry

articles have been returned. Still further, he submits that the matrimonial dispute between the parties has been settled by virtue of a compromise dated 12.01.2022, Annexure P-5, and a separate petition seeking quashing of FIR on the basis of compromise has been instituted.

Upon instructions received from H.C., Makhan Singh, State counsel submits that the petitioner has joined the investigation and the dowry articles have been returned. Counsel for the complainant has admitted the factum of settlement and submits that a petition seeking divorce by mutual consent has been instituted in which first motion has been recorded.

Having heard counsel for the parties, this Court is of the view that the interim protection granted to the petitioner deserves to be made absolute.

Petition is allowed.

Order dated 17.01.2022 is made absolute, subject to the fulfilment of conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

29.03.2022
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No