

CRM-M-43143-2019

Date of Decision: 11.7.2022

Palwinder Singh

..... Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. R.K. Arya, Advocate, for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Vinay Kumar, Advocate, for respondent No.2.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in a case FIR No.164 dated 2.8.2019, registered under Section 498-A, 406 IPC, at Police Station Civil Lines Batala, District Batala.

Learned counsel for the petitioner submits that in pursuance to the order dated 14.7.2021, the petitioner has joined the investigation. He submits that this Court directed the parties to appear before the Mediation Centre twice, but the same remained unsuccessful. He also handed over Rs.10,000/- to the counsel for the complainant as directed by this Court vide order dated 14.1.2020. He submits that though the petitioner has also filed petition under Section 9 of the Hindu Marriage Act, but no settlement could be arrived at till date.

Learned counsel for the complainant has submitted that the mediation failed on account of non-cooperation from the petitioner side. He submits that recovery of dowry articles remains to be effected.

Learned State counsel has affirmed the fact that the petitioner has joined the investigation and is nor more required for further investigation.

After hearing learned counsel for the parties, it is apparent that the parties were directed to appear before the Mediation Centre twice, but the same

remained unsuccessful. The matter is pending investigation for last about three years. Merely because recovery of some of the dowry articles remains to be effected, bail to the petitioner cannot be denied.

In view of the above, the order dated 14.7.2021 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

11.7.2022
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No