

CRM-M-55754-2019 (O&amp;M)

Date of Decision: 25.8.2022

Shaukat Ali

..... Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present: Mr. Tarun Singla, Advocate, for the petitioner.

Mr. Arun Luthra, Deputy Advocate General, Punjab.

Mr. Mohd. Yousaf, Advocate, for the complainant.

**Rajesh Bhardwaj, J. (ORAL)**

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.179 dated 15.11.2019 registered under Section 498-A read with Section 406 IPC, at Police Station City-I Malerkotla.

By virtue of the order dated 3.1.2020, while granting interim protection, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that the petitioner has joined the investigation. He submits that the parties were referred to the Mediation Centre twice, however, the same remained unsuccessful.

Report of the Mediator has also been received affirming the fact that the parties could not reach an amicable settlement.

The complainant is present in person alongwith her counsel. This Court interacted with her and is *prima facie* convinced that there is no probability of any further amicable settlement in this case.

Learned State counsel has affirmed the fact that the petitioner has joined the investigation and submitted that he is no more required for further investigation.

Keeping in view the facts and circumstances of the case and the arguments raised before this Court, it is of the opinion that the matter needs to be thoroughly investigated and the trial be allowed to commence.

In view of the above, the order dated 3.1.2020 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C. and the petition stands allowed. Pending applications, if any also stand disposed of.

(RAJESH BHARDWAJ)  
JUDGE

25.8.2022  
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|---------------------------|---|--------|
| Whether Speaking/Reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |