

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

217

CRM-M-2147-2023

Date of Decision: 17.04.2023

Sukhwinder Singh

...Petitioner

Versus

State of Punjab and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Arshdeep, Advocate for
Mr. Yashpal Thakur, Advocate for the petitioner

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Ranjit Singh)

Mr. Vikram Tandon, Advocate for respondent No.2

JAGMOHAN BANSAL, J. (ORAL)

1. Short reply by way of affidavit dated 17.04.2023 of Rupinderdeep Kaur Sohi, P.P.S., Deputy Superintendent of Police, Sub-Division, Kharar-I, District S.A.S. Nagar, filed on behalf of respondent No.1-State is taken on record. Registry is directed to tag the same at appropriate place.

2. On 24.02.2023, the following order was passed:-

“Through instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner is seeking anticipatory bail in FIR No. 145 dated 21.07.2022, under Section 498-A IPC, registered at Police Station Kharar Sadar, District SAS Nagar, Mohali.

Learned counsel for the petitioner, at the outset, submits that there is possibility of amicable settlement between the parties.

Notice of motion.

Mr. Vikram Tandon, Advocate, filed Vakalatnama on behalf of respondent No. 2. The same is taken on record. Registry is directed to tag the same at an appropriate place.

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 14.03.2023 to explore possibility of settlement.

The petitioner shall pay Rs. 10,000/- to the respondent towards litigation expenses.

To await report, adjourned to 17.04.2023.

In the meantime, the investigation officer shall refrain from taking coercive steps against the petitioner.”

3. Learned counsels for the parties are *ad idem* that a settlement deed dated 14.03.2023, before Mediation and Conciliation Centre of this Court, has been executed between the parties.

4. In view of the above facts and circumstances and settlement arrived between the parties, the petition is allowed and the interim protection granted to the petitioner vide order dated 24.02.2023 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

5. If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

17.04.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>