

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

(209)

CRM-M-5001-2021.
Date of Decision:-07.02.2023.

Prabhjit Singh and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Vipin Mahajan, Advocate for the petitioners.

Mr. Arun Gupta, AAG, Punjab.

Mr. Sidhant Bhonsle, Advocate for
Mr. Shekhar Verma, Advocate for the complainant.

ALOK JAIN, J. (Oral)

Prayer in this petition is for grant of pre-arrest bail to the petitioners in case FIR No.0013 dated 20.01.2021, under Sections 498-A, 406, 420, 506 of IPC, registered at Police Station City Gurdaspur, District Gurdaspur.

Vide order dated 10.02.2021, arrest of the petitioners was stayed in order to enable the parties to explore the possibility of a compromise. During the pendency of the petition, vide order dated 13.01.2022, the petitioners were directed to join the investigation and were ordered to be released on interim bail.

Learned State counsel, on instructions from ASI Parwinder Singh, has submitted that petitioners have joined the investigation on

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28.01.2022, however, recovery could not be effected.

A perusal of the record shows that the parties had in fact tried to amicably resolve the matter for which a compromise was effected, wherein, it has come that the gold as alleged has already been sold out and, therefore, a certain amount was accrued to be paid as alimony. Although, the said compromise did not yield fruitful result and the parties are still litigating but the fact has come that the recovery cannot be effected.

Heard the learned counsel for the parties.

Without commenting upon the merits of the case, the order dated 13.01.2022 granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Petition stands allowed.

(ALOK JAIN)
JUDGE

February 07, 2023.

Sandeep

Whether speaking/reasoned:- Yes/No

Whether Reportable:- Yes/No