

204 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-24074-2022
DECIDED ON: 26th APRIL, 2023

JASPREET KAUR

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: None for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

Mr. R.M. Sharma, Advocate for the complainant.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 438 Cr.P.C., has been invoked for the grant of anticipatory bail to the petitioner in FIR No. 131, dated 14.10.2021, under Sections 406 and 420 IPC, registered at Police Station Sadar, Rajpura, Patiala.

2. On the last date of hearing i.e. 27.03.2023, following order was passed:-

“ This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.131 dated 14.10.2021 under Sections 406, 420 IPC registered at Police Station Sadar, Rajpura, Rajpura, District Patiala, Punjab.

On consent given by both the parties vide order dated 08.08.2022, this case was referred to the Mediation and Conciliation Centre of this Court, however, the said proceedings did not succeed. On the last date of hearing i.e.

23.03.2023, the counsel for the petitioner had sought time to get instructions as to whether the petitioner is ready and willing to pay an amount of Rs.10,00,000/- as full and final settlement, as per the offer made by the counsel for the complainant.

Learned counsel for the petitioner submits that the petitioner is ready to pay Rs.4,00,000/- instead of Rs.10,00,000/- collectively.

Order dated 08.08.2022 passed by a Co-ordinate Bench of this Court for which interim protection was granted where the petitioner has joined the investigation, candid confession was made that since efforts for settlement could not be made and petitioner could not join the investigation but is ready to do the same.

Considering their statements the petitioner is directed to assist the Court within a period of three days from today and is expected to co-operate with the Officer without any default.

In the light of the aforesaid submissions, the petitioner is granted anticipatory bail subject to her joining investigation within three days from today. In the event of her arrest, she shall be released on bail subject to her furnishing surety and personal bonds to the satisfaction of the Arresting Officer/Investigating Officer. She is also directed to join the investigation as and when called for. She shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Adjourned to 11.04.2023."

3. Today, neither there is any representation nor anyone has put in appearance on behalf of the petitioner.
4. Learned State counsel, on instructions from, ASI Ranjit Singh submits that the petitioner has not joined the investigation in compliance of order dated 27.03.2023 and in fact one more case bearing FIR No. 66,

dated 03.09.2022, under Section 420 and 406 IPC has been registered against the petitioner at Police Station Sadar, Patiala.

5. In view of afore-said facts and considering the continuous absence before this Court added with the fact that with the consent of both the parties the matter was earlier referred to the Mediation and Conciliation Centre vide order dated 08.08.2022 but the same could not succeed meaning thereby, the petitioner is not ready to perform her part, this Court is of the view that the petitioner do not want to pursue with the present petition.

6. Accordingly, the present petition is dismissed for want of prosecution.

(SANDEEP MOUDGIL)
JUDGE

26th APRIL, 2023
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| 1. Whether speaking/ reasoned : | Yes / No |
| 2. Whether reportable : | Yes / No |