

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

208

CRM-M-25519-2022

Date of Decision: 30.05.2023

Bimal**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Manoj Kumar Pundir, Advocate for the petitioner

Ms. Priyanka Sadar, AAG, Haryana

JAGMOHAN BANSAL, J. (ORAL)

1. On 02.06.2022, the following order was passed:-

“Petitioner is seeking anticipatory bail in case bearing FIR No. 200 dated 13.04.2022 under Sections 323, 354-A, 406, 498-A IPC, registered at Police Station Pinjore, District Panchkula.

Learned counsel for the petitioner states that the marriage of the petitioner was solemnized with the complainant on 09.12.2012 and a daughter was born on 07.10.2013. The FIR has been registered on the basis of the false and vague allegations. The complainant is residing separate from the petitioner in her parental house since the year 2018 and the daughter is in her custody. The other co-accused who are relatives of the petitioner have been granted anticipatory bail by the Court of Sessions. The petitioner is ready and willing to amicably settle the matrimonial dispute through the process of mediation.

On the oral request, complainant i.e. Kanchan w/o Vimal Sharma, r/o 510A B/2, Shiv Colony, Pinjore, Panchkula, Haryana is impleaded as respondent No.2. Registry is directed to make the necessary addition in the memo of parties.

Notice of motion.

Mr. Zorawar Singh Chauhan, DAG Haryana accepts notice on behalf of the State.

The petitioner and the complainant are directed to appear before the Mediation and Conciliation Center of this Court on 29.07.2022. On appearance of the complainant before the Mediator, the petitioner shall pay a sum of Rs. 20,000/- to facilitate her presence and participation in the mediation proceedings.

Report of the Mediator be awaited for 14.10.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

2. Learned State counsel submits that petitioner has joined investigation and no custodial interrogation is required.

3. In view of above facts and circumstances, the petition is allowed and the interim bail granted to the petitioner vide order dated 02.06.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

4. 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.

5. 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

30.05.2023

Mohit Kumar

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