

2023:PHHC:104898

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30462-2023
Date of decision: 11.08.2023

NAVEEN KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Monty Goyal, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

Mr. Chandan Singh Rana, Advocate
for the complainant.

VIVEK PURI, J. (ORAL)

1. Mr. Chandan Singh Rana, Advocate has put in appearance on behalf of the complainant and filed power of attorney, which is taken on record.

2. On 20.06.2023, the following order was passed by the Co-ordinate

Bench:-

“Prayer in the present petition filed under Section 438 Cr.P.C. is for the grant of anticipatory bail to the petitioner in FIR No.17 dated 15.04.2023, registered under Sections 323, 406, 498-A IPC, at Police Station Women Cell, Ludhiana, Police Commissionerate, Ludhiana, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated. He submits that the petitioner is willing to join investigation and abide by any condition imposed by this Court.

Notice of motion.

Mr. Mohit Kapoor, Addl. A.G., Punjab accepts notice on behalf of the respondent-State. Complete copy of the paper book be supplied to him during the course of the day.

List on 11.08.2023.

In the meantime, the petitioner is directed to join investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of the Arresting/Investigating Officer, subject to compliance of the

provisions of Section 438 (2) Cr.P.C. ”

3. Learned counsel for the petitioner contends that in pursuance of the interim directions the petitioner has joined the investigation. Furthermore, an amicable settlement has been effected between the parties. The petitioner and complainant have instituted a petition under Section 13-B of Hindu Marriage Act for dissolution of marriage by mutual consent in the learned Family Court at Ludhiana wherein the statements of the parties at the stage of first motion have been recorded.

4. Learned State counsel on instructions from Ravinderpal, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

5. Learned counsel for the complainant has also not disputed the fact of amicable settlement having been effected between the parties and instituted a petition under Section 13-B of Hindu Marriage Act.

6. In view of the aforesaid submissions, the order dated 20.06.2023, granting interim bail to the petitioner is made absolute.

7. The petition is allowed.

11.08.2023

manoj

(VIVEK PURI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No