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

CRM-M-48531-2022

Date of Decision:21.04.2023

SATNAM SINGH

..... Petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Kulwinder Singh, Advocate with
Ms. Srishti Shukla, Advocate
for the petitioner.

Mr. Amish Sharma, AAG, Punjab
assisted by ASI Gurdev Kaur.

Mr. D.S. Malwai, Advocate
for respondent No.2.

JAGMOHAN BANSAL, J. (Oral)

Mr. D.S. Malwai, Advocate has put in appearance on behalf of respondent No.2 and filed his power of attorney. The same is taken on record.

On 28.10.2022 following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 04 dated 03.09.2022 under Sections 323, 406, 498-A & 34 IPC, registered at Police Station Women, Sangrur. Learned counsel for the petitioner contends that it was the second marriage of both the parties. The marriage of the petitioner took place with the daughter of the complainant on 01.02.2020. A son namely Kiratjot Singh was born to the daughter of the complainant from her earlier marriage. The father of the petitioner had lodged an

FIR bearing No. 242 dated 12.09.2021 under Sections 452, 323, 341, 506, 148, 149 IPC against the wife of the petitioner and relatives from parental side. The present FIR has been lodged as a counter-blast to the same to pressurise the petitioner and his father to withdraw the aforesaid FIR. The bone of contention is the amount of Rs. 10 Lakhs which has been deposited in the name of Kiratjot Singh. In fact, the amount has been deposited in Kisan Vikas Patras and the same are in possession of the wife of the petitioner. Even Inderjit Kaur, the wife of the petitioner has been recorded as guardian in the Kisan Vikas Patras which have been purchased in the name of Kiratjot Singh, the son born to her from the earlier marriage. Moreover, parents 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. On the oral request, wife of the petitioner namely Inderjit Kaur d/o Harwinder Singh, r/o Street No. 5, Shivam Colony, Sangrur is impleaded as respondent No.2.

Notice of motion.

Mr. M.S.Nagra, AAG Punjab 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 16.11.2022. On appearance of the complainant before the Mediator, the petitioner shall pay a sum of Rs. 30,000/- to facilitate her presence and participation in the mediation proceedings.

Report of the Mediator be awaited for 01.02.2023.

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.”

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

In view of the above, the petition is allowed and the interim protection granted to the petitioner vide order dated 28.10.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C

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

21.04.2023
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No