

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

207

CRM-M-52454-2022 (O&M)

Date of Decision: 11.04.2023

Dilraj Singh**...Petitioner****Versus****State of Punjab and Another****...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Ms. Tuneet Walia, Advocate for the petitioner

Mr. Amish Sharma, AAG, Punjab

JAGMOHAN BANSAL, J. (ORAL)

On 29.11.2022, the following order was passed:-

“Petitioner is seeking anticipatory bail in case bearing FIR No.108 dated 14.09.2022 under Sections 498-A, 406 IPC, registered at Police Station Kathu Nangal, District Amritsar Rural.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant/respondent No.2 on 31.08.2020 but no child has been born from the wedlock. The present FIR has been lodged as a counter-blast to the FIR No. 59 dated 23.06.2022 under Sections 307, 323 read with Section 34 IPC registered at Police Station Tarsikka, District Amritsar Rural which has been lodged at the instance of the mother of the petitioner. The allegations in the said FIR are to the effect that Tarsem Singh and others had inflicted multiple serious

injuries on the person of the petitioner on 23.06.2022. The injuries have been inflicted at the instance of the complainant/respondent No.2. The petitioner is ready and willing to amicably settle the matrimonial dispute.

Notice of motion.

Ms. Ruchika Sabherwal, DAG 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 11.01.2023. 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 11.04.2023.

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 counsel for the petitioner submits that matter has been compromised and settlement deed dated 25.01.2023 has been executed between the parties.

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

In view of the above facts and circumstances, the petition is allowed and the interim bail granted to the petitioner vide order dated 29.11.2022 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

11.04.2023
Mohit Kumar

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