

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-58539-2022
Date of Decision: 01.08.2023

KARAN PUNNI ... PETITIONER
V/S
STATE OF PUNJAB AND ANOTHER ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rahul Vats, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

Mr. Pushp Jain, Advocate for respondent No.2.

* * * *

VIVEK PURI, J. (ORAL)

1. Petitioner is seeking anticipatory bail in case bearing FIR No. 111 dated 15.11.2022 under Sections 406, 498-A IPC registered at Police Station Women Cell, District Jalandhar.

2. On 15.12.2022, following order was passed by the Co-ordinate Bench:

“Notice of motion.

Mr.Kunwarbir Singh, AAG, Punjab accepts notice on behalf of respondent No.1/State. Copy of the petition be supplied to him during the course of the day.

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

Arrest of the petitioner is stayed till the next date of hearing subject to joining of investigation.

Adjourned to 09.02.2023.

Both the parties to appear in person on the next date of hearing for the purpose of reconciliation, if any. ”

3. Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 13.04.2018 and a

daughter has been born from the wedlock. The matrimonial dispute has been amicably settled between the parties. A petition for quashing of the FIR on the basis of compromise has also been instituted. Besides, the petitioner and the complainant have also instituted a petition under Section 13-B of Hindu Marriage Act for dissolution of marriage by mutual consent wherein the statements of the parties at the stage of first motion have been recorded. A sum of Rs. 15,50,000/- shall be paid on account of permanent alimony and a sum of Rs. 8 Lakhs has already been paid. Furthermore, in pursuance of the interim directions, the petitioner has joined the investigation.

4. Learned State counsel, on instructions from ASI Jaswant Singh, has submitted that the petitioner has joined the investigation and his custodial interrogation is not required.

5. It is significant to note that the matrimonial dispute has been amicably settled between the parties and the petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

6. For the aforesaid reasons, the petition stands allowed and it is directed that in the event of arrest, the petitioner be released on bail to the satisfaction of the arresting officer and this order shall be further subject to the condition that the petitioner abides by the conditions as stipulated under Section 438(2) of the Cr.P.C.

01.08.2023

Janki

(VIVEK PURI)
JUDGE

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