

204 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

**CRM-M-9710-2021**  
**Date of decision: 16.01.2024**

**ANUJ KASHIV @ ANUJ KUMAR**

**.....Petitioner**

**versus**

UNION TERRITORY CHANDIGARH AND ANOTHER ....Respondents

**CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Sameydeen, Advocate for  
Mr. Ghulam Nabi Maik, Advocate  
for the petitioner.

Mr. Shashank Bhandari, Addl. P.P., U.T., Chandigarh.

Mr. Vaibhav Bhargav, Advocate for  
Mr. Gaurav Dutta, Advocate  
for respondent No.2/complainant.

**HARPREET KAUR JEEWAN, J. (ORAL)**

1. Prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No.0006 dated 20.01.2021, under Sections 406 and 498-A IPC, registered at Women Police Station, Chandigarh.

2. Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of respondent No.2-wife due to a matrimonial dispute. Marriage between the petitioner and respondent No.2 was solemnized on 04.05.2018. They were working together at Government Multispeciality Hospital, Sector 16, Chandigarh. He further contends the allegations levelled against the petitioner are false and fabricated and he has been falsely implicated in the present case.

3. Counsel for the petitioner further contends that the petitioner has obtained investigation in pursuance to the order dated 03.03.2021 and later on, both

the parties have effected a compromise and a joint petition for divorce under Section 13-B of Hindu Marriage Act, 1955 has also been filed.

4. Learned State counsel, on instructions from ASI Hemant, Women Police Station, Sector 17, Chandigarh, confirms that the petitioner has joined investigation and also contends that the petitioner is no more required for custodial interrogation.

5. The counsel appearing on behalf of the complainant has confirmed the factum of compromise arrived at between the parties. He contends that a joint petition for divorce under Section 13-B of the Hindu Marriage Act, 1955 has been filed by the parties. Counsel for the complainant further contends the first motion statement of the parties has been recorded on 03.11.2023. Copy of the said statement is submitted in the Court and the same is taken on record.

6. In view of the reasons recorded in the order dated 03.03.2021 and keeping in view the fact that the petitioner has joined investigation and his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 03.03.2021, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

7. All the pending miscellaneous applications, if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)  
JUDGE

16.01.2024  
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Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No