



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-10139-2024(O&M)
Date of Decision: 27.05.2024

ROCKY BAWA
STATE OF PUNJAB AND ANOTHER

....Petitioner
VERSUS
....Respondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Edward Augustine George, Advocate for the petitioner.
Ms. Ruchika Sabherwal, Sr. DAG, Punjab
Mr. A.S. Manaise, Advocate for the complainant.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 438 of Cr.P.C.
seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
231	15.12.2023	Dinanagar District Gurdaspur	498-A and 406 of IPC

2. Vide order dated 13.03.2024 passed by this Court, the petitioner
was released on interim bail and was directed to join investigation. Order
dated 13.03.2024 reads as under:-

*“The petitioner is seeking pre-arrest bail in case bearing FIR
No.231 dated 15.12.2023 registered under Sections 498-A and
406 of IPC at Police Station Dinanagar, District Gurdaspur on
the basis of written complaint filed by complainant-Raj Mattu
who is the mother of Ritu Mattu who is wife of the accused,
alleging therein that on 24.09.2021 her daughter- Ritu was
married with the accused-Rocky Bawa according to Christian
rites and rituals but soon after the marriage, her husband and*



parents-in-law had started harassing her on account of demand of dowry and subjected her to cruelty.

It is submitted by counsel for the petitioner that the petitioner who is husband of the daughter of the complainant, has been falsely implicated in this case. Neither any demand of dowry had been made by him nor any case for commission of offence punishable under Section 406 of IPC has been made out against him as there is no allegation qua entrustment of istridhan or property by daughter of the complainant against him.

Notice of motion for 27.05.2024.

At this stage, learned counsel for the parties have jointly submitted that since there are chances of amicable settlement of dispute between the parties, therefore, the matter may be referred to Mediation and Conciliation Centre of this Court.

In view of the joint submission, the petitioner as well as the complainant are directed to appear in person before the Mediation and Conciliation Centre of this Court on 18.04.2024.

The petitioner is directed to pay a sum of Rs.10,000/- as travelling expenses to the complainant on her appearance before the Mediation Centre.

Adjourned to 27.05.2024 for awaiting the report of the Mediator.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.



3. As per report received from the Mediation and Conciliation Centre, the dispute between the parties is unsettled.
4. Learned State counsel as well as respondent no.2 states that the petitioner has joined the investigation on 20.03.2024 and he is not required for custodial interrogation. No useful purpose would be served by keeping him in custody. In view of the said facts but without commenting on the merits of the case, the present petition is allowed and the order dated 13.03.2024 granting interim bail to the petitioner is made absolute, subject to compliance of the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

27.05.2024
Deepak Patwal

(MANISHA BATRA)
JUDGE

- | | | |
|----|----------------------------------|---------------|
| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |