



CRM-M-10734-2024

(1)

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

**[208]****CRM-M-10734-2024****Date of decision: 02.09.2024**

KAVITA SULTAN BHATTI

.....PETITIONER

Versus

STATE OF PUNJAB

.....RESPONDENT

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. M.B. Rajwade, Advocate for  
Ms. Shubreet Kaur, Advocate for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

Mr. Gaurav Goel, Advocate for the complainant.

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**MANJARI NEHRU KAUL, J. (ORAL)**

1. Prayer in this petition is for grant of anticipatory bail to the petitioner in case FIR No.0001 dated 03.01.2024 under Section 408 of the IPC registered at Police Station Phase 11, District SAS Nagar, Punjab.

2. Vide order dated 04.04.2024 passed by this Court, the parties were referred to the Mediation & Conciliation Centre of this Court for exploring the possibility of an amicable settlement between the parties..

3. A report dated 29.08.2024 has been received from the Mediation & Conciliation Centre of this Court. As per the report, the parties have settled their dispute by way of an amicable settlement. The terms and conditions of the compromise has also been annexed with the said report.

4. Vide order dated 29.02.2024, while noticing the following submissions made by the learned counsel for the petitioner, the Coordinate

Bench of this Court had granted the concession of interim bail to the



petitioner and asked her to join investigation:-

*“Learned counsel for the petitioner contends that in the present case, the ingredients of offence under Section 408 IPC are completely missing and no case is made out against the present petitioner. She further contends that the petitioner had resigned from the services on 15.02.2023 and all the issues were settled between the parties in the shape of a written settlement dated 15.02.2023 and it was clearly recorded that all the financial outstandings had been settled between the parties. She further contends that the petitioner has already filed a Civil Suit No. 175 of 2023 against the complainant firm in the Court of Civil Judge (Senior Division) Kharar, inter alia, praying for grant of permanent injunction restraining the defendants, their agents, servants, assignees and their representatives from interfering into the peaceful life and liberty of the petitioner and her husband. Learned counsel contends that the petitioner has already joined the inquiry, which was initiated on the basis of the complaint moved by the present complainant and she is still ready to join the investigation.”*

5. Learned counsel for the petitioner has submitted that the petitioner, in compliance of order dated 29.02.2024, has joined the investigation and cooperated with the investigating agency.

6. Learned State counsel, on instructions, has not disputed the submission made by the counsel opposite. He, on further instructions, submits that the petitioner is not required for custodial interrogation.

7. Learned counsel appearing for the complainant has also not disputed the submissions made by the counsel opposite and he does not oppose the above prayer made for enlarging the petitioner on interim bail.

8. In view facts and circumstances as enumerated above, present petition is allowed and interim order dated 29.02.2024 is made



CRM-M-10734-2024                      -3-

absolute subject to the conditions as envisaged in Section 438(2)  
Cr.PC./482(2) of BNSS, 2023.

9.                      Needless to add, in case the petitioner misuses the  
concession of bail granted to her, the State would be at liberty to seek  
cancellation of the same.

|                           |   |                             |
|---------------------------|---|-----------------------------|
| <b>September 02, 2024</b> |   | <b>(MANJARI NEHRU KAUL)</b> |
| <i>Anjal*</i>             |   | <b>JUDGE</b>                |
| Whether speaking/reasoned | : | Yes/No                      |
| Whether reportable        | : | Yes/No                      |