

2024:PHHC:038375
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

101

CRM-M-27954-2023 (O&M)
Date of Decision: 15.03.2024

VARUN JOSHI

...Petitioner

Versus

STATE OF U.T. CHANDIGARH

...Respondent

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

Present:- Mr. Arnav Kumar, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, APP, UT, Chandigarh.

Mr. Abhishek Sharma, Advocate
for the complainant.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.0014 dated 21.03.2023 registered under Sections 406, 498-A IPC at Women Police Station Chandigarh.
2. Perusal of the file reflects that initially the matter was referred to Mediation and Conciliation Centre of this Court vide order dated 31.05.2023 by the Coordinate Bench of this Court. However, the Mediator had expressed his inability to pursue with the present case. The arrest of the petitioner was also ordered to be stayed vide order dated 31.05.2023.
3. Learned counsel for respondent-UT has pointed out that the petitioner has again joined the investigation in compliance of the previous order dated 28.11.2023 passed by the Coordinate Bench of this Court, whereby the petitioner was directed to re-join the investigation.

4. Learned counsel for the petitioner contends that now the parties have effected a compromise and a joint petition for divorce under Section 13-B of the Hindu Marriage Act, 1955 has already been filed before the Family Court, Chandigarh. Copy of the compromise deed is submitted in Court today, which is taken on record.

5. Learned counsel for the complainant has confirmed the factum of compromise between the parties.

6. In view of the above facts and circumstances, the present petition is allowed subject to the following conditions:

(i) That the petitioner would again join the investigation as and when required;

(ii) That the petitioner shall further make himself available for interrogation by a police officer as and when required;

(iii) That the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iv) That the petitioner shall not leave India without the prior permission of the Trial Court/CJM concerned.

**(HARPREET KAUR JEEWAN)
JUDGE**

15.03.2024

P.Bhatt

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