



202

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29811-2024

Date of decision: 09.08.2024

Ashwani Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Bikramjeet Singh Jatana, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Ms. Alka Chatrath, Advocate
for the complainant.**HARPREET SINGH BRAR, J. (ORAL)**

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No.77 dated 29.04.2024 (Annexure P-1) under Section 498-A of IPC registered at Police Station Bhikhi, Distrcit Mansa.

On 13.06.2024, the following order was passed:-

'Learned counsel appearing for the petitioner inter alia contends that the Inquiry Officer had prima facie recorded that there was no evidence produced by the complainant party on the basis whereof it could be determined that any demand of dowry as ever being made on behalf of the petitioner. He contends that the petitioner undertakes to join the investigation as and when required to do so.

Notice of motion.

Ms. Alka Chatrath, Advocate, enters appearance and files power of attorney on behalf of the complainant. She submits that since the dispute in the present case of matrimonial in nature, the parties may be directed to appear before the Mediation and Conciliation Centre of this Court to explore the possibility of an amicable resolution of the dispute.

List on 09.08.2024.

The petitioner and complainant are directed to appear before the Mediation and Conciliation Centre of this Court on 15.07.2024 to explore the possibility of an amicable resolution of the dispute.

Meanwhile, the petitioner is directed to appear before the Arresting/Investigating Officer and join the investigation and thereafter also as and when called upon to do so. In the event of

**CRM-M-29811-2024****-2-**

arrest, the petitioner shall be released on interim bail subject to furnishing personal bond/surety bond to the satisfaction of Arresting/Investigating Officer. The petitioner shall abide by all the conditions as provided under Section 438 (2) Cr.P.C.'

Learned State counsel on instructions from ASI Darshan Singh, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant vehemently opposed the grant of anticipatory bail to the petitioner on the ground that dowry articles are yet to be recovered.

In view of the statement of learned State counsel, order dated 13.06.2024 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

09.08.2024*Neha*

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