

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRM-M-46658-2022 (O&M)
Date of Decision: 20.04.2024

KARAMJEET SINGH

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

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

Present:- Mr. G.S. Salana, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

None for respondent No.2.

HARPREET KAUR JEEWAN , J.

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.45 dated 31.07.2022 registered under Sections 406, 498-A IPC at Police Station Women, Patiala, District Patiala.
2. Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of the complainant-respondent No.2 on account of a matrimonial dispute between the parties. He further contends that the petitioner had joined the investigation in pursuance to the order dated 11.10.2022 passed by the Coordinate Bench of this Court.
3. On 11.10.2022, the Coordinate Bench of this Court passed the

following order:-

“Present petition is under section 438 CrPC for seeking anticipatory bail to the petitioner in case FIR No.45 Dated 31.07.2022, registered under Sections 406/498A IPC, 1860 at Women Police Station Patiala, District Patiala.

Learned counsel for the petitioner contains that the marriage of the petitioner was solemnized with respondent No. 2 on 31.03.2021 and a daughter has been born from the wedlock who is presently 15 days old. There are general and vague allegations levelled in the FIR. The recovery of articles of *Istri Dhan* has been effected from the mother of the petitioner who has been granted anticipatory bail by the Court of Sessions. The petitioner is ready and willing to amicably settle the matrimonial dispute. Although the efforts were made to amicably settle the dispute through mediation by the Court of learned Additional Sessions Judge but the same could not fructify. However, the circumstances have changed with the birth of a daughter only 15 days ago.

Notice of motion.

Ms. Ruchika Sabherwal, AAG, Punjab except notice on behalf of the respondent-State.

The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 04.11.2022.

To await the report, list on 22.02.2023.

However the petitioner shall pay a sum of Rs.30,000/- to respondent No.2/complainant on her appearance before the Mediation and Conciliation Centre of this Court to facilitate her presence and participation during the course of mediation proceedings.

Meanwhile it is directed that the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he joins the investigation and comply with other conditions as specified under Section 438 (2) Cr.P.C.”

4. Learned counsel appearing on behalf of the respondent-State on instructions from ASI Lakhwinder Singh confirms that the petitioner has joined the investigation. She has informed that final report under Section 173 Cr.P.C. has already been presented before the trial Court and charges have also been framed.

5. Keeping in view the reasons recorded in the order dated 11.10.2022 and keeping in view the fact that the petitioner has joined investigation; his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 11.10.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

6. Nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.
7. All pending miscellaneous application(s), if any, stands disposed of.

(HARPREET KAUR JEEWAN)

JUDGE

20.04.2024

P.Bhatt	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No