

212/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49538-2023 (O&M)
DATE OF DECISION : 08.04.2024

HARJIT SINGH ... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. N.S.Sidhu, Advocate for the petitioner.

Mr. Adesh Pal Singh, A.A.G., Punjab.

Mr. Gurpreet Jayia, Advocate for respondent No.2.

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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.53 dated 10.08.2023 under Section 498A of the Indian Penal Code, 1860 registered at Police Station Women Cell, District Bathinda, Punjab.

2. On 05.10.2023 following order was passed:

“xxxx Learned counsel for the petitioner would contend that the petitioner is the father-in-law of the complainant and he wishes to settle all his disputes with the complainant. The learned counsel would further contend that though the allegations of beatings have been made, however, FIR has only been registered under Section 498A IPC.

Notice of motion.

Mr. Adhiraj Singh Thind, AAG Punjab accepts notice on behalf of respondent No.1-State of Punjab. Let notice be issued to respondent No.2 returnable 08.12.2023.

Meanwhile, the petitioner is directed to join investigation as and when called for. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing personal bonds with adequate surety to the satisfaction of the Arresting Officer. The

petitioner shall also abide by all the terms and conditions as specified in Section 438(2) of the Code of Criminal Procedure, 1973 .”

3. Learned counsel for the petitioner contends that the petitioner is the father-in-law of the complainant and he has joined the investigation in compliance of the order passed by this Court. The matter stands compromised between the parties.

4. Learned counsel appearing on behalf of the respondent-State, on instructions from HC Seema Rani, has also confirmed that the petitioner has joined investigation on 12.10.2023 and is no more required for custodial interrogation.

5. In view of the reasons recorded in the order dated 05.10.2023 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 05.10.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

08.04.2024

Janki

(HARPREET KAUR JEEWAN)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No