

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M No.53828 of 2023
Date of decision: 29.04.2024

LOVISH ARORA

.... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Karanjeet Singh Brar, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

None for the complainant/respondent No.2.

MANISHA BATRA, J. (oral)

1. The petitioner herein, is seeking pre-arrest/anticipatory bail in case bearing FIR No.197 dated 03.10.2023 registered under Sections 406 and 498-A IPC at Police Station City-1, Abohar, District Fazilka (Annexure P-1).

2. Vide order dated 20.10.2023 passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 20.10.2023 passed by this Court reads as under :-

“The petitioner herein seeks the relief of anticipatory/pre-arrest bail in the criminal case arisen out of the FIR bearing No.197 dated 03.10.2023 registered at Police Station City-1, Abohar, District Fazilka, under Sections 406 and 498-A IPC.

Learned counsel for the petitioner, inter-alia, contends that the petitioner has been got falsely implicated in the criminal case under reference whereas in fact, he has never ever subjected the

complainant-wife to cruelty as falsely alleged in the subject FIR and rather, the complainant-wife herself is a short tempered female who used to pick up quarrel over the trivial matters and moreover, the petitioner is ready and willing to join in the investigation as and when required by the Investigating Agency and he is also not involved in any other criminal case.

Notice of motion.

Mr. Jashandeep Singh, learned Assistant Advocate General, Punjab, who has appeared on behalf of respondent No.1 in this case in pursuance of the copy of the instant petition having been sent to the respondent-State in advance, accepts the notice and he seeks some time to get proper and complete instructions qua the present matter from the quarter concerned and if deemed necessary, then to file the Status-Report also.

Adjourned to 01.03.2024.

Notice be issued to respondent No.2 for the date fixed through ordinary process, mail or any other electronic mode.

Meanwhile, the petitioner shall join in the investigation on 09.11.2023 at 10:00 AM sharp and if there need be, even thereafter and in the event of his arrest, he shall be released on interim bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of the Arresting/Investigating Officer and he shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C.”

3. Thereafter vide order dated 01.03.2024 passed by this Court, matter was referred to Mediation and Conciliation Centre of this Court for an amicable resolution of the dispute between the parties.

4. Learned counsel for the petitioner has submitted that ₹10,000/- as travel expenses has been paid to respondent No.2 in compliance of order dated 01.03.2024.

5. Report of the Mediation and Conciliation Centre of this Court has been received, as per which, the parties have settled their dispute amicably and a compromise has been executed in writing between them.

6. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation on 09.11.2023 and he is not required for custodial interrogation.

4. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 20.10.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

29.04.2024
Jyoti-IV

(MANISHA BATRA)
JUDGE

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