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206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-58393-2023 (O&M)
DATE OF DECISION : 16.05.2024

CHANDER SHEKHAR ... PETITIONER
V/S
STATE OF PUNJAB & ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kashish Thakur, Advocate for
Mr. Vivek K. Thakur, Advocate for the petitioner.

Ms. Himani Arora, A.A.G., Punjab.

Mr. Kamal Joshi, Advocate for
Mr. Munish Jolly, 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. 131 dated 05.11.2023 registered at Police Station Anandpur Sahib, District Rupnagar, under Sections 406 and 498-A IPC.

2. On 20.11.2023 following order was passed:

“Contends, inter alia, that petitioner is inclined to settle the matter with his wife-Pooja Devi (complainant) on some amicable terms.

Notice of motion.

On asking of the Court, Mr. C.L.Pawar, Addl. A.G., Punjab accepts notice on behalf of the respondent and seeks time to have instructions and/or file written response in the matter.

Posted for 10.01.2024.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of arrest, the Arresting Officer would admit him to interim bail in the present case, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code



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of Criminal Procedure, 1973.”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the order passed by the Co-ordinate Bench of this Court.

4. Learned State counsel, on instructions from ASI Nasim Khan, has also confirmed that the petitioner has joined investigation. Even as per the report of the Mediation and Conciliation Centre of this Court, the parties have settled their dispute and Settlement/Agreement has been recorded which has been duly signed by the petitioner and the first informant.

5. Learned counsel for the parties have confirmed the execution of the said agreement.

6. In view of the aforesaid facts and the reasons recorded in the order dated 20.11.2023 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 20.11.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

7. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

16.05.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

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