



CRM-M-40243-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-40243-2024 (O&M)

Date of Decision: 14.01.2025

JASBIR SINGH

.. Petitioner

Vs.

STATE OF PUNJAB

..Respondent

**CORAM: HON'BLE MR. JUSTICE SUMEET GOEL**

Present: Ms. R.K. Grewal, Advocate,  
Mr. Buta Singh, Advocate and  
Ms. Amandeep Kaur, Advocate for the petitioner.

Mr. Anup Singh, AAG, Punjab.

Mr. Kulwant Singh, Advocate  
for the complainant.

...

**SUMEET GOEL, J. (Oral)**

1. This petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No.0075 dated 19.07.2024, under Sections 498-A, 323 and 406 of IPC registered at Police Station Sadar Raikot, Ludhiana, District Ludhiana.

2. On 29.08.2024, the following order was passed:-

*In terms of order dated 21.08.2024, a status report by way of affidavit of Rachhpal Singh, PPS, DSP Raikot, District Ludhiana (Rural) has been filed by learned State counsel in the Court today and the same is taken on record. Copy thereof has been furnished to the learned counsel for the petitioner.*

*Inter alia contends that the genesis of the FIR in question is a matrimonial dispute between the petitioner and the complainant; petitioner is willing to return all the dowry articles/istridhan including gold ornaments in his possession to the complainant; petitioner is ready for one time amicable settlement as well & petitioner is willing to join investigation and cooperate therein in accordance with law. In order to buttress his arguments, learned counsel for the petitioner has relied upon the dicta of the judgments rendered by the Hon'ble Supreme Court in **Arnesh Kumar Vs. State of Bihar, 2014 AIR (SCW) 3930**, and reiterated*



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*in Md. Asfak Alam Vs. The State of Jharkhand & Anr., 2023 AIR (Supreme Court) 3610.*

*Adjourned to 26.09.2024.*

*The petitioner is directed to appear before the Investigating Officer on 03.09.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.”*

3. Thereafter, on 17.12.2024, the following order was passed:-

*“Learned counsel for the petitioner as also learned counsel for the complainant are ad idem that there are chances of amicable settlement between the parties and hence the matter be referred to Mediation and Conciliation Centre of this Court.*

*Keeping in view the totality of facts and circumstances of the case, especially the fact that the FIR in question emanates from a matrimonial dispute, the parties (through their respective learned counsel) are directed to appear before the Mediation and Conciliation Centre of this Court on 20.12.2024.*

*On appearance being put by the complainant before the Mediation and Conciliation Centre of this Court on the said date, the petitioner shall hand over a sum of Rs.25,000/- to the complainant towards travelling/litigation expenses.*

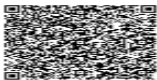
*Put up on 14.01.2025 along with the report of Mediator.*

*Interim order to continue.”*

4. Learned State counsel, on instructions from SI Gursewak Singh, has stated that pursuant to the order dated 29.08.2024, the petitioner has joined investigation and is no longer required for custodial interrogation except for effecting recovery of the dowry articles.

5. Learned counsel for the complainant has vehemently opposed the grant of anticipatory bail to the petitioner on the ground that the allegations made against the petitioner are serious in nature & moreover recovery of dowry articles is yet to be effected. Hence, dismissal of the instant petition is prayed for.

6. Having heard the learned counsel for the parties and upon perusal of the record; especially keeping in view the factum of the petitioner having joined investigation and is not being required for custodial



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settlement of the matter (which arises from matrimonial dispute); this Court is inclined to allow the petition and confirm the interim order dated 29.08.2024 passed by this Court, subject to the conditions as enumerated under Section 482(2) BNSS, 2023.

- 7. Ordered accordingly.
- 8. This order should not be treated as “blanket” order. It will not be interpreted as granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
- 9. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) BNSS, 2023 or upon showing any other sufficient cause.
- 10. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
- 11. Pending applications, if any, shall also stand disposed off.

14.01.2025  
Jasmine Kaur

(SUMEET GOEL)  
JUDGE

|                           |     |    |
|---------------------------|-----|----|
| Whether speaking/reasoned | Yes | No |
| Whether reportable        | Yes | No |