

2025:PHHC:025155



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

Sr. No.204

**CRM-M-55032-2023 (O&M)
Date of decision: 20.02.2025**

Akshey @ Akshey Verma and others

..... Petitioners

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. R.S. Dhaliwal, Advocate, for the petitioners.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. Manuj Nagrath, Advocate, for the complainant.

KIRTI SINGH, J. (Oral)

Prayer in the present petition filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioners, in case FIR No.83 dated 02.08.2023, under Sections 406 & 498-A IPC, registered at Police Station Women, Jalandhar, Punjab.

2. The case is again taken up in post lunch session at 3.30 p.m today.

3. The matter was referred to the Mediation & Conciliation Centre of this Court in the morning session.

4. Report dated 20.02.2025 has been received from the Mediation & Conciliation Centre of this Court. As per the said report, the matter has been compromised between both the parties. As per compromise between both the parties, the parties have mutually agreed to part ways by getting the decree of divorce against each other on the basis of mutual consent under Section 13-B of the Hindu Marriage Act. It has been decided that the

petition under Section 13-B Hindu Marriage Act shall be filed by the parties before the competent Court at Jalandhar, within one month from today. It has been further agreed that the first party-petitioner(s) shall pay one time lump-sum amount of Rs.5,00,000/- lacs to second party/complainant-wife, namely, Richa Tiwari and this amount is towards the permanent alimony of complainant-wife and the maintenance (past, present & future) of the complainant-wife. It has been mutually agreed that the petitioner(s) and other co-accused in the present FIR shall file a petition for quashing of the FIR on the basis of compromise before this Court within a period of one month from today and the second party/complainant-wife shall be bound to make the statement by giving no objection to the quashing of the FIR. Further, the present settlement/agreement dated 20.02.2025 will be full and final and no further claim for any alimony/maintenance and *istridhan* and movable/immovable property of the petitioner(s) will be claimed by the complainant-wife.

5. Both the parties are present in person in Court and have not disputed the compromise/settlement that has been arrived.

6. Learned State counsel on instructions from ASI-Jaswant Singh submits that in compliance of order dated 03.11.2023, the petitioners have joined the investigation and are not required for any further investigation.

7. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 03.11.2023 passed by this Court, is hereby made absolute.

8. This order should not be treated as "blanket" order. It will not be read granting the petitioner(s) 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. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner(s).

10. The accused-petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the Court or to any police officer.

11. The accused-petitioner(s) shall not leave India without prior permission of the Court.

12. The accused-petitioner(s) shall join the investigation as and when called by the police.

13. It will be open to the police or the investigating agency to move to this Court for a direction under Section 483(3) of BNSS, 2023 (erstwhile Section 439(2) of Cr.P.C.) to arrest the accused-petitioner(s), in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

14. It is made clear that if, there is any violation of the terms & conditions of the settlement/agreement dated 20.02.2025 arrived at between the parties, the parties can revive the petition.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

20.02.2025

Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes/No

Yes/No