

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-11440 of 2015 (O&M)
Date of Decision: 26.05.2015.

Sanjeev Kumar Goswami

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Narinder S. Lucky, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

Ms. Surinder Kaur, Advocate for the complainant.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case F.I.R. No. 5 dated 3.2.2015 under sections 498-A, 406 I.P.C registered at Police Station, Women Cell, District Jalandhar City.

On 9.4.2015, while issuing notice of motion, the following order was passed by this Court:-

“Counsel would inter alia contend that the present petitioner is the maternal uncle of the main accused i.e. husband of the complainant and the allegations in the F.I.R are utterly vague. There is no specific entrustment of any dowry article in favour of the present petitioner and the main accused i.e. Vikram Verma has already been arrested and thereafter been granted the benefit of regular bail.

Notice of motion, returnable for 26.5.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall

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join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Ravi Kumar would apprise the Court that the petitioner has since joined investigation. That apart, even the observations contained in the notice of motion order have also gone un rebutted.

Under such circumstances, custodial interrogation of the petitioner would not be warranted. Accordingly, the present petition is allowed. Order dated 9.4.2015, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

26.05.2015
lucky