

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

CRM-M-36343-2015 (O&M)

Date of decision : 01.12.2015

Bhudh Parkash Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Veneet Sharma, Advocate,
for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Hardeep Singh.

None for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The petitioner has approached this Court under Section 438 of the Code of Criminal Procedure (for short, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.44 dated 27.08.2015, registered under Sections 498-A, 406, 506 of the Indian Penal Code, registered at Police Station Khalra, District Tarn Taran.

The learned counsel for the petitioner contends that the only allegation in the FIR with regard to demand of a Swift Car by the petitioner is patently false as the petitioner already owns such car. The matter was earlier amicably settled between the parties and respondent

No.2 made a statement dated 23.06.2015, stating therein that she did not want to proceed with the complaint in view of the compromise. On the basis of the said statement, inquiry report dated 07.07.2015, was prepared by the officer incharge, Police Station, Valtoha. However, the complainant has got registered the present FIR by concealing the said facts.

On the other hand, the learned State counsel, on instructions, submits that though the petitioner has joined the investigation, but the gold articles are yet to be recovered.

Heard.

The petitioner has already joined the investigation. He already owns a Swift Car. The co-accused, mother and unmarried sister of the petitioner have already been granted the concession of anticipatory bail by the trial Court. There are no specific allegations in the FIR with regard to entrustment of the gold articles.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 21.10.2015, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

01.12.2015
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(JITENDRA CHAUHAN)
JUDGE

ATUL SETHI
2015.12.01 17:09
I attest to the accuracy and
authenticity of this document
Chandigarh