

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

CRM-M-8790 of 2015 (O&M)

Date of decision : 17.11.2015

Jatin

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S.Rai, Sr.Advocate with
Mr. Manoj Kaushik, Advocate for the petitioner.

Mr. Yashwinder Singh, DAG Haryana.

JITENDRA CHAUHAN, J. (Oral)

The present petition under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.),' has been filed seeking anticipatory bail in FIR No.46 dated 28.1.2015, registered under Sections 498-A, 406, 377, 506, 323, 34 of the Indian Penal Code, at Police Station Badshahpur, Distt. Gurgaon.

The learned counsel for the petitioner contends that entire dowry articles have been taken away by the police for onward handing over to the complainant. The petitioner is still ready and willing to abide by any suggestion given by the complainant so that finality is achieved to the lis between them.

On the other hand, learned counsel for the complainant

submits that dowry articles including Verna Car is yet to be recovered. Learned State counsel, on instructions from HC Suraj, states that vehicle in question and gold articles are lying with the police, however, the complainant is not coming forward to take possession thereof.

The learned State counsel further submits that in pursuance of the order passed by this Court dated 1.4.2015, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, interim bail granted by this Court vide order dated 1.4.2015, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

17.11.2015
Meenu

(JITENDRA CHAUHAN)
JUDGE.