

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

CRM-M-18835-2016 (O&M)

Date of decision : 11.08.2016

Sahil Beri

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Karan Nehra, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Mohan Lal.

Mr. Vipin Mahajan, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.41 dated 10.04.2016, registered under Sections 406 and 420 of the Indian Penal Code, at P.S. City Dhariwal, District Gurdaspur.

Heard.

A demand draft amounting to Rupees two lacs in pursuance of the undertaking made before this Court on 27.05.2016, is furnished in the Court, however, learned counsel for the complainant states that he has no instructions to receive the same as no amount can compensate the trauma and loss of reputation they have suffered in the society. Therefore, the demand draft is returned to learned counsel for the petitioner in original.

On 27.05.2016, the following order was passed:-

“Counsel would place reliance upon order

dated 05.05.2016 passed by this Court in CRM No.M-

ATUL SETHI
22.08.2016
I attest to the accuracy and
authenticity of this document
Chandigarh

15326 of 2016 to contend that co-accused, Nikhil Beri and Vipin Beri have been granted ad interim protection as regards arrest.

Even though, counsel would contend that the allegations are motivated and baseless and have been levelled only on account of a matrimonial alliance having not fructified, yet he would not deny that a roka ceremony was conducted. Counsel further undertakes that he would produce in Court on the adjourned date a demand draft of Rs.2 lacs in the name of the complainant/Rakesh Kumar.

Notice of motion, returnable for 11.08.2016.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall 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, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation.

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

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2016.12.14.96
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27.05.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

11.08.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No