

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-30740 of 2015(O&M)
Date of decision : 24.10.2016

Tejinderpal Singh Aulakh

... Petitioner

versus

State of Punjab & Anr.

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. B.S. Chauhan, Advocate
for the petitioner.

Mr. V.P.S. Sidhu, AAG Punjab.

Ms.Gurpreet Kaur, Advocate for
Mr. Parshotam Lal Singla, Advocate
for respondent No.2.

ANITA CHAUDHRY , J(ORAL)

The petitioner is seeking anticipatory bail in FIR No. 15 dated 03.08.2015 registered at Police Station Women Cell, Jagraon, Distt. Ludhiana under Section 498-A/406 IPC.

Learned counsel for the petitioner contends that the old passport and the new passport of the child have been returned today in the Court to the complainant present in the Court. Counsel for the petitioner states that they do not have the original copy of the birth certificate the photocopy of the same has been handed over to the complainant today.

Learned State counsel as well as the counsel appearing for the complainant states that no jewellery has been returned and 12 Rings, Kara and Chain had been given and the photographs are available with the Investigating Officer.

Counsel for the petitioner has referred to the Annexure P-5 and states that recovery had been effected and there is a reference in the

order. Order Annexure P-5 only refers to the recovery of household articles bed-sheets, blanket etc. The passport has been returned today. The complainant states that the jewellery is worth Rs. 2 lacs.

The petitioner had joined the investigation and recovery of gold items is still due. The petitioner would pay/deposit Rs.2 lacs within six weeks before the trial Court in lieu of the gold articles, the amount shall be paid to the complainant side, on deposit.

Looking to all these circumstances, but without commenting on the merits of the case, the petition is allowed and order dated 10.09.2015 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

October 24, 2016
M.Negi

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No