

Criminal Misc. No.M- 17658 of 2017 (O&M)

Date of decision : September 13, 2017

Gora Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Kamaljeet Singh Sidhu, Advocate
for the petitioner.

Mr. Devinder Bir Singh, DAG, Punjab.

LISA GILL, J.

The petitioner, who is the father-in-law of the complainant, prays for grant of anticipatory bail in FIR No. 0018 dated 19.04.2017 under Sections 498A, 406 IPC registered at Police Station Women, District Bathinda.

It is contended that the petitioner has been falsely implicated in this case only due to his relationship with the complainant. The complainant named as many as eleven (11) persons in the FIR. On investigation, nine (9) persons were found innocent and only two (2) have been proceeded against. The petitioner's son has been released on bail pending trial. The allegations in the FIR are patently incorrect and false. Moreover, the petitioner has joined investigation pursuant to interim order dated 18.05.2017 passed by this Court. It is, thus, prayed that this petition be allowed.

Learned counsel for the State verifies that the petitioner has since joined investigation. It is, however, submitted that one gold ring has yet to be recovered from him. However, learned counsel for the

petitioner relies on a decision of this Court in **Prit Pal Singh versus State of Punjab and another 2014 (5) RCR (Criminal) 771** to urge that the concession of anticipatory bail should not be denied merely on the ground of certain recoveries to be effected.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 18.05.2017 is made absolute.

September 13, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No