

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

CRM No. M-20507 of 2017.

Date of Decision: 07.10.2017.

Jatinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Brijesh Nandan, Advocate,
for the petitioner.

Mr. H.S. Grewal, Addl. AG, Punjab
assisted by ASI Gurbax Singh.

Mr. M.K. Singla, Advocate,
for the complainant.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 438
Cr.P.C seeking anticipatory bail in case FIR No. 30 dated 23.04.2017
registered under Sections 498-A, 406 and 420 IPC at Police Station
Sadar Sangrur.

On 01.06.2017 this Court had passed the following
order:-

“Learned counsel inter alia contends that the petitioner is ready and
willing to live with complainant and tried his level best to save the
matrimonial dispute. He has filed petition under Section 9 of Hindu
Marriage At, 1955 for decree of Restitution of Conjugal rights and
the present F.I.R has been registered after filing of the petition
under Section 9 of the Act.

Notice of motion for 13.09.2017

Mr. Dinesh Kumar, Advocate who is present in the Court accepts notice on behalf of the complainant. Learned counsel for the petitioner is directed to supply copy of the petition to the learned opposite counsel by today itself during the course of the day.

Meanwhile, petitioner is directed to join the investigation as and when called by the Investigating Officer. In the event of his arrest, he shall be released on bail by the Investigating Officer on his furnishing bail bonds/sureties to his satisfaction, subject to the conditions mentioned below, as envisaged in Section 438(2) Cr.P.C:-

- i. a condition that the person shall make himself available for interrogation by Police Officer as and when required;
- ii. a condition that the person shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- iii. a condition that the person shall not leave India without the previous permission of the Court
- iv. such other condition as may be imposed under sub section (3) of Section 437, as if the bail were granted under that section.

Parties shall remain present in the Court on the next date of hearing.”

It is contended that in pursuance of the order dated 01.06.2017, the petitioner has joined the investigation.

Learned State counsel, on instructions, states that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of above, the order dated 01.06.2017 passed by this Court is made absolute, subject to furnishing of bail-bonds/surety bonds by the petitioner to the satisfaction of the CJM/Duty Magistrate concerned.

The petition stands allowed.

07.10.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No