

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

CRM M-25640 of 2017 (O&M)

Date of Decision: 11.12.2017.

Gurdeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Balbir Singh, Advocate,
for the petitioner.

Ms. Anju Arora, Addl. AG Punjab
assisted by ASI Harjit Singh.

Mr. Parveen Jain, Advocate for
Mr. Neeraj Sharma, 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. 123 dated 11.06.2017
registered under Sections 406 and 498-A IPC at Police Station City Kharar.

On 19.07.2017 this Court had passed the following
order:-

“Learned counsel contends that the marriage between the
petitioner and the complainant took place on 17.02.2010.

The complainant left the matrimonial home in the month
of February, 2016 whereas the FIR came to be registered
on 11.06.2017 with the general allegations of harassment
and cruelty. The petitioner is maintaining one of his
daughters born out of the wedlock.

Notice of motion for 29.08.2017.

Meanwhile, in the event of arrest of the petitioner by the
Arresting Officer, he shall be released on interim bail

subject to the following conditions:-

- 1.That he shall make himself available for interrogation by a police officer as and when required;
- 2.That he 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 and;
- 3.That he shall not leave India without prior permission of the Court.”

It is contended that in pursuance of the order dated 19.07.2017, the petitioner has joined the investigation. Learned counsel informs that recovery of dowry articles has been effected as is clear from the report dated 31.08.2017 prepared by the State which bears the signatures of the complainant/wife. A photocopy of the same is taken on record as Mark-A.

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 19.07.2017 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.

11.12.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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