

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

Crl. Misc. M-13865-2018 (O&M)

Date of Decision: September 04, 2018

Ankur Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ravi Kumar Sharma, Advocate
for the petitioner.

Ms. Seena Mand, DAG Punjab.

Mr. Parveen Kumar Garg, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 54 dated 08.02.2018 under Sections 406, 498-A of the Indian Penal Code registered at Police Station City Sangrur.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered from him. The original PAN Card has been handed over to the complainant, who is present in the Court

Learned State counsel, on instructions from the Investigating Officer, submits that out of 18 tolas of gold, 14 tolas have been recovered along with other dowry articles but does not dispute the fact that the

petitioner has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is being allowed while directing him to appear in the above mentioned cases pending before the trial Court and order dated 04.04.2018 granting interim bail to the petitioner is being 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.

At this stage, while confirming the interim bail granted to the petitioner, learned counsel for the complainant submits that the petitioner is evading service in the petitions filed under Protection of Women from Domestic Violence Act as well as under Section 125 Cr.P.C., which are listed before the trial Court.

Faced with this, learned counsel for the petitioner undertakes that the petitioner would put in his appearance before the trial Court in both the said proceedings on the date so fixed before the trial Court and prays for confirmation of anticipatory bail in this petition.

In view of the above, the petition stands allowed, while directing the petitioner herein to appear before the trial Court in the aforesaid proceedings on the date so fixed.

September 04, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No