

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

CRM-M-21636-2018

Date of Decision: 24.05.2018

Amarjeet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Dr. Anmol Rattan Singh Sidhu, Sr. Advocate with
Ms. Divya Mahlawat, Advocate for the petitioner.

Mr. A.A. Pathak, Addl. A.G. Punjab.

Mr. Iqbal Singh Mann, Advocate for the complainant.

P.B. BAJANTHRI J. (Oral)

Petitioner has presented this petition seeking regular bail under the provision of Section 439 Cr.P.C in case FIR No.187 dated 02.11.2017 registered under Section 420 IPC at Police Station Sadar, Sri Muktsar Sahib, District Sri Muktsar Sahib.

2. Petitioner is brother-in-law of the complainant. There was a dispute among the complainant and her husband in the matrimonial life whereby they are stated to be living separately w.e.f. 4.6.2017 as is evident from Annexure P-4. Marriage of the complainant took place on 1.2.2014 and out of the wedlock, a girl baby was born. Thereafter, there was misunderstanding among the complainant and her husband which has led to this litigation. Petitioner is brother-in-law of the complainant and is residing in India. Whereas complainant and her husband were in Canada from 2014 to 2017. It is merely allegation against the petitioner to the extent that during the marriage time, there were talks relating to dowry acceptance both in terms of money as well as jewellery etc. In that connection, petitioner is stated to have utter certain statement to the extent that for the purpose of marriage, complainant parents should be given gold and cash of Rs.10,00,000/- and marriage should be arranged in a particular marriage hall etc.

3. Learned counsel for the complainant submitted that petitioner is a proclaimed offender and he has been arrested only on 15.3.2018 at Air Port with reference to look out notice etc. Therefore, he is not entitled for concession of regular bail.

4. Same version as put-forth by the learned counsel for the complainant is supported by the learned State counsel.

5. Heard the learned counsel for the parties.

6. Having regard to the allegations made against the petitioner is with reference to the event which relates back to the year 2014 i.e. much prior to the marriage of the complainant and her husband and registration of FIR is in the year 2017 which is belated. Other than that nothing is forthcoming. Petitioner is resident of India. Whereas complainant and her husband were residing at Canada. Therefore, allegations are too vague.

7. In view of the above facts and circumstances, petitioner-Amarjeet Singh is ordered to be released on bail to the satisfaction of concerned Chief Judicial Magistrate/Duty Magistrate subject to the following conditions:

- (i) he shall not leave the country without permission of the Court.
- (ii) he shall surrender his passport before the Chief Judicial Magistrate and same shall be there till the disposal of the case.
- (iii) he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him from disclosing such to the Court as to any police officer.

8. Petition stands allowed accordingly.

24.05.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**