

211 **IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-36259-2018 (O&M)

Date of decision : 10.10.2018

Tejnoor Singh

.....Petitioner(s)

versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. P.S. Ahluwalia, Advocate
 for the petitioner.

Ms. Jaspreet Kaur, A.A.G., Punjab.

Mr. Kanwalvir Singh Kang, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

Learned counsel for the petitioner contends that the case has been registered only under Section 498-A as recovery was effected earlier and there is a reference to this fact and he has joined the investigation and they have also deposited a sum of Rs.2 lakh in compliance of order dated 23.08.2018.

The application is opposed by the counsel appearing for the complainant and it is urged that the complainant was beaten up which resulted in miscarriage.

Counsel for the petitioner refers to the FIR and states that there is no record and no complaint was made by the complainant and this fact is referred in the FIR itself.

The factum regarding recovery of dowry articles is already made in the inquiry carried out by the police and the FIR had been registered only under Section 498-A.

Looking to all these circumstances, but without commenting on the merits of the case, the petition is allowed and order dated 23.08.2018 granting interim bail to the petitioner is 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.

10.10.2018

ps-I

**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No