

**CRM-M-40416-2018 (O&M)**

**Date of decision : 28.11.2018**

Sushil Kumar Mittal and another

.....Petitioner(s)

versus

## State of Punjab and another

...Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY**

Present: Mr. S.K. Jindal, Advocate for the petitioner.

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

Mr. Amit Aggarwal, Advocate for respondent No.2.

**ANITA CHAUDHRY, J(ORAL)**

**CRM-40588-2018**

Application is allowed as prayed for and affidavit of Karun Mittal is taken on record.

**CRM-M-40416-2018**

*Vakalatnama* on behalf of respondent No.2 has been filed.

Learned counsel for the petitioners states that pursuant to order dated 14.09.2018, passed by this Court, petitioners have joined the investigation.

Affidavit of the husband has been placed on record which states that the husband does not have the passport of the complainant.

Learned State counsel on instructions from ASI Sarabjeet Singh has stated that 8 tolas gold have been recovered, the complainant's side states that 23 tolas gold was given. It is also stated that no photographs of the gold items were handed over.

There is a dispute with respect to the articles which were handed over and would be determined by the trial Court at the trial.

Looking to all these circumstances, but without commenting on the merits of the case, the petition is allowed and order dated 14.09.2018 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.

**(ANITA CHAUDHRY)**  
**JUDGE**

**28.11.2018**

*ps-I*

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