

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-10666-2019 (O&M)
Date of Decision:- 26.8.2019

Mohan ... Petitioner

Versus

State of Haryana & Anr. ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sunil Kumar Dhanda, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

Mr. R.S.Dhaliwal, Advocate, for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. By way of filing this petition, petitioner-Mohan seeks grant of anticipatory bail in respect of a case registered vide FIR No.68, dated 3.2.2019, registered at Police Station Samalkha, District Panipat, under Sections 323, 498-A, 406, 34, 506 IPC.
2. The FIR was lodged at the instance of petitioner's wife namely Sonia wherein it has been alleged that she was married to the petitioner on 14.2.2014 and that an amount of ₹5 lacs had been spent by her parents on the marriage wherein costly gifts and jewellery had been

handed over to the accused i.e. to the petitioner and other members of his family. It is alleged that the petitioner, in connivance with members of his family, however, used to torture and maltreat the complainant in order to press upon the demands of dowry and demanded another amount of ₹1 lakh and a motorcycle. It is alleged that the petitioner also gave beating to her on 30.6.2018.

3. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and all the members of petitioner's family had been implicated in order to pressurise the petitioner.
4. Opposing the petition, the learned State counsel has submitted that since the petitioner is specifically named in the FIR, no case for grant of bail is made out.
5. I have considered rival submissions addressed before this Court. Apparently it is a case which has arisen out of the matrimonial discord. While refraining from expressing any opinion on merits of the case and bearing in mind the facts and circumstances of the case and also that the petitioner has already joined investigation, in my opinion, it is not a case warranting custodial interrogation. The petition, as such is accepted and interim directions issued vide order dated 25.4.2019 are made absolute subject to the condition that the petitioner shall appear and join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

6. The present petition stands accepted accordingly.

August 26, 2019

mohan

(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No