

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-39928 of 2017

Date of Decision: 04.07.2019

Surjit Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Vaibhav Narang, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Anil Sharma, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in case FIR No.36 dated 28.07.2017 under Sections 316, 498-A, 406, 323, 120-B IPC registered at Police Station Women, District Police Commissionerate, Amritsar.

Learned counsel for the petitioner states that pursuant to order dated 14.11.2017, the petitioner has joined the investigation.

Learned counsel for the complainant submits that recovery of about 41 grams of gold jewellery is yet to be effected from the petitioner.

He has produced the photocopy of the bill dated 01.09.2016 issued by P.S.

Seth Sons Jewellers Pvt. Ltd., Amritsar, in support of his contention, which shows that 41.230 grams of gold articles were purchased by the complainant.

Faced with this situation, counsel for the petitioner has argued that the bill so produced by the complainant is not genuine.

At this stage, this Court is not inclined to accept the argument raised on behalf of the petitioner.

Considering the fact that the petitioner has joined the investigation, the present petition is allowed and the interim order dated 14.11.2017 is made absolute, however, this will be subject to deposit of an amount of Rs.1,00,000/- by the petitioner with the trial Court within one month from today, which amount shall be released to the party which succeeds in the trial.

The petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

July 04, 2019
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(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No