

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

CRM-M-22149-2019

Date of decision: **27.11.2019**

JARNAIL SINGH

....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Navin Saini, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab
assisted by ASI Jasmer Singh
for respondents No.1 and 2.

Mr. T.K. Gupta, Advocate for
Mr. Vishal Haritwal, Advocate
for respondent No.3.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks grant of anticipatory bail in respect of FIR No.19 dated 9.3.2019 under Sections 406 & 498-A IPC, Police Station Block Majri, District SAS Nagar, Punjab.
2. The FIR was lodged at the instance of Rupinder Kaur wherein it has been alleged that her marriage was solemnized with the petitioner on 10.2.2008 and her parents had given a large number articles of dowry as per their

capacity including gold ornaments. However, the petitioner as well as other members of his family were not satisfied with the same and started harassing her in order to press upon their demands of more dowry. It is alleged that she was given beatings in order to press upon their demands of dowry.

3. Learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case mainly on account of some matrimonial discord and that entire allegations regarding demand of dowry and harassment have been cooked up to involve his family members in the present case.
4. Opposing the petition, learned State counsel has submitted that since the petitioner is husband of the complainant and is specifically named in the FIR no case for grant of bail is made out. It has further been informed that the petitioner has since joined investigation although some articles of jewellery and other articles are yet to be recovered.
5. I have considered rival contentions addressed before this Court. Bearing in mind the nature of the allegations and the fact that the case apparently seems to have arisen out of matrimonial discord and that the petitioner has already joined investigation, custodial interrogation is not warranted. Accordingly the petition is accepted and the interim directions issued vide dated 15.5.2019 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section

438 (2) Cr.P.C.

6. It is, however, clarified that none of the observations made above shall be construed to be an expression on merits of the main case.

27.11.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No