

CRM-M-51173-2018 (O&M)

Date of Decision:11.02.2019

SUKHPAL

...Petitioner

Versus

STATE OF U.T. AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Samir Rathur, Advocate
for the petitioner.

Mr. Manish Jain, Advocate
for U.T.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.76 dated 27.09.2018 under Sections 406, 498-A of IPC registered at Police Station-Women, Sector-17, Chandigarh.

This Court vide order dated 21.11.2018, while issuing notice of motion, has granted interim bail to the petitioner subject to joining the investigation as and when directed by the Investigating Agency/Investigating Officer and to abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

Learned counsel for the petitioner contends that pursuant to order dated 21.11.2018, the petitioner has joined the investigation.

Learned State counsel, who is assisted by I.O Satnam Singh has stated that in terms of the above order the petitioner has joined investigation and his custodial interrogation is not required.

At this stage, Ms. Amandpreet Sandhu, Advocate has put in appearance on behalf of respondent No.2 and filed Memorandum of Appearance, which is taken on record. She states that petitioner is in arrear of maintenance.

In view of the above, the present petition is allowed and interim directions issued by this Court vide order dated 21.11.2018 are made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

Petitioner shall also clear the outstanding arrear of maintenance.

(HARI PAL VERMA)
JUDGE

February 11, 2019

Jyoti-IV

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