

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-9172 of 2018

Date of Decision: 31.01.2019

Gaurav

...Petitioner(s)

Versus

State of Punjab & others

...Respondent(s)

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

Present:- Mr. Tejinderbir Singh, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

Ms. Priyanka Sadar, AAG, Haryana.

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, who is brother-in-law of the complainant, in case FIR No.0496 dated 26.12.2017 under Sections 406, 498-A, 323 IPC registered at Police Station Farakpur, Yamuna Nagar.

Mr. Tejinderbir Singh, Advocate has put in appearance on behalf of the petitioner and filed his power of attorney in Court, which is taken on record.

At the outset, counsel for the petitioner submits that the FIR in question was registered at Police Station Farakpur, Yamuna Nagar

(Haryana) and no relief was sought against the State of Punjab and therefore, he does not press this petition *qua* respondents no.1 to 3.

Accordingly, this petition is dismissed *qua* respondents no.1 to 3.

Learned counsel for the petitioner states that the petitioner has joined the investigation and all dowry articles have been recovered.

Learned State counsel, on instructions from SI Rakesh Kumar, submits that the petitioner has joined the investigation and all dowry articles have been recovered and thus, the custodial interrogation of the petitioner is no more required at this stage.

I have heard learned counsel for the parties.

In view of order of even date passed in **CRM-M-15165-2018** **Sahil Vs. State of Punjab & others** and considering the fact that the petitioner has joined investigation and his custody is no more required, the present petition is allowed and the interim order dated 08.03.2018 is made absolute.

However, 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.

January 31, 2019
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No