

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26570-2019

Date of decision : 20.11.2019

Gurdeep Singh

.... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. G.S. Saini, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

Mr. Sukhjit Singh, Advocate
for the complainant.

GURVINDER SINGH GILL, J (ORAL)

1. The petitioner has approached this Court seeking grant of anticipatory bail in a case registered against him vide FIR No.63 dated 12.05.2019 registered at Police Station City I, Malerkotla, District Sangrur, under Sections 498-A and 506 of IPC.
2. The FIR was lodged at the instance of Hardeep Kaur wherein it has been alleged that her marriage was solemnized with the petitioner on 19.11.2017 and that a large number of articles of dowry were given at the time of marriage, but the petitioner and other members of his family were not satisfied with the same and used to harass her in order to press upon their demands of more dowry. The articles allegedly given in dowry to the petitioner and to other members of his family have been mentioned in detail in the FIR itself. It is alleged that on 30.06.2018 when her brother Davinder Singh and her sister-in-law (Bhabi) Sarabjit Kaur had come to her matrimonial home, she as well as her brother and sister-in-law were given beatings and they were admitted to Civil Hospital.

3. Learned counsel for the petitioner has submitted that a false FIR has been lodged against the petitioner and that the allegations have been cooked up simply in order to wreck vengeance on account of matrimonial discord amongst the parties.
4. Opposing the petition, learned State counsel has submitted that since specific allegations have been levelled in the FIR, no case for grant of bail is made out. Learned State counsel, on instructions from SI Gurmeet Singh, has however, informed that although the petitioner has joined investigation, but all the dowry articles have not been recovered.
5. Having considered rival submissions addressed before this Court and bearing in mind that it is a case of matrimonial discord amongst the parties and that the petitioner has already joined investigation, custodial interrogation is not warranted. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 11.06.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation 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.

(GURVINDER SINGH GILL)
JUDGE

20.11.2019

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No