

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

CRM-M-5711 of 2020 (O&M)

Date of Decision: February 10, 2020

Deepak Prasad

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Abhishek Goyal, Advocate  
for the petitioner.

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**JAISHREE THAKUR, J. (Oral)**

This is a petition that has been filed under Section 482 Cr.P.C. praying for setting aside the order dated 27.11.2019 passed by the Additional Sessions Judge, Faridabad to the extent of directing the petitioner to deposit ₹ 2 lacs with the Illaqa Magistrate as a condition precedent while granting anticipatory bail under Section 438 Cr.P.C.

Counsel for the petitioner would contend that the impugned order is illegal and that he may be permitted to join the investigation without the pre-condition of deposit of ₹ 2 lacs, while arguing that the allegations as set out in the FIR do not constitute an offence under Sections 498-A, 406 of IPC.

I have heard counsel for the petitioner and have also perused the impugned order, but do not find any ground to interfere with the same.

A reading of the said order would only reflect that the Addl. Sessions Judge,

Faridabad has directed the petitioner to make fixed deposit of ₹ 2 lacs with the Illaqa Magistrate in lieu of the alleged dowry articles. This direction is in consonance with the judgment rendered by this court in *Anil Rajput and others vs. State of Haryana, 2010(6) RCR (Crl.) 1126*.

At this stage, counsel for the petitioner does not press the instant petition and only seeks some time to join the investigation.

The prayer made is allowed.

This petition is being disposed of with a direction to the petitioner to join the investigation and comply with the impugned order dated 27.11.2019 till 07.03.2020, considering the request of counsel for the petitioner that the petitioner is at present posted at Air Force Station, Kumbhigram, near Silchar Airpot. The arrest of the petitioner shall remain stayed till 07.03.2020, in order to enable him to comply with the impugned order dated 27.11.2019.

The petition stands disposed of with the aforesaid direction.

**February 10, 2020**

*vijay saini*

**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No