

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

CRM-M-16219-2020

Date of Decision:25.08.2020

GURWINDER SINGH

...Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. H.S.Brar, Advocate
for the petitioner.

Mr. H.S.Sitta, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

Through the present petition the petitioner seeks the grant of anticipatory bail in FIR No.71 dated 20.05.2020, registered under Sections 498-A, 323 and 352 IPC at Police Station Nathana, District Bathinda.

On 29.06.2020, while issuing notice of motion, this Court had directed that in the event of his arrest, subject to the satisfaction of the Arresting Officer, the petitioner shall be released on interim bail. The petitioner was further directed to join investigation as and when called upon to do so as also to abide by the conditions as provided under Section 438(2) Cr.P.C.

The case of the prosecution as borne out from the FIR is that the complainant got married with the petitioner on 12.07.2019. After her marriage her in-laws demanded dowry and started treating her with cruelty. She was also physically and mentally harassed and that the petitioner also gave injuries on the mouth and ears of the complainant.

Learned counsel for the petitioner submitted that the petitioner has been falsely implicated due to matrimonial discord between the parties which

has since been resolved as a result whereof the petitioner and the complainant are now peacefully living together as husband and wife. It is further submitted that in compliance with the interim order passed by this Court the petitioner has joined investigation and has also fully co-operated with the investigating agency.

Learned State counsel on instructions from ASI-Gurdev Singh, submitted that the petitioner not only joined the investigation but has also co-operated with the investigating agency. It was further submitted that presently the petitioner and the complainant have compromised their disputes and are living peacefully as husband and wife.

In view of the above facts and especially when the parties have peacefully resolved their disputes and are living together as husband and wife and for the reason that he has fully co-operated with the investigating agency, this Court is of the considered opinion that custodial interrogation of the petitioner is not warranted.

In view of the above, the order of this Court dated 29.06.2020, granting ad interim anticipatory bail to the petitioner is made absolute.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

August 25, 2020

Jyoti-IV

Whether speaking/reasoned:

Whether Reportable:

Yes/No

Yes/No

**(DEEPAK SIBAL)
JUDGE**