

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

CRM-M-30168-2020

Date of decision:05.11.2020

Amandeep Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Hoshiar Singh, Advocate for the petitioner.
Mr. Bhupender Beniwal, AAG, Punjab.
Mr. Ashok Kumar Khunger, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.138 dated 08.09.2020 registered under Sections 498-A and 406 IPC at Police Station Arniwala, District Fazilka.

On 29.09.2020, a Coordinate Bench of this Court passed the following order:-

“All the cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition, filed under the provisions of Section 438 of the Cr.P.C, the petitioner seeks the concession of anticipatory bail, upon FIR No.138, dated 08.09.2020, having been registered at Police Station Arniwala, District Fazilka, alleging therein the commission of offences punishable under Sections 498A and 406 of the IPC.

Learned counsel for the petitioner submits that in fact the second enquiry was conducted only on political pressure and (allegedly) due to some dispute that arose between the petitioner and his wife, due to some video recording (as recorded in the order of the learned Additional Sessions Judge, Fazilka).

Notice of motion is issued to the respondent-State, with

Mr. Rana Harjasdeep Singh, learned DAG, Punjab, accepting notice at the asking of the court.

Adjourned to 05.11.2020.

Without making any comment on the actual merits of the case, the petitioner is directed to join investigation within one week and upon him so joining if he is sought to be arrested, he shall be released on bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate. He shall also comply with all conditions stipulated in Section 438(2) of the Cr.P.C.

If the investigating officer does not actually join the petitioner in investigation, he would appear before the learned Illaqa Magistrate immediately, who would then summon the arresting officer and direct him to join him in investigation.

A gazetted officer is directed to file a reply to the petition, annexing therewith copies of the reports in both the enquiries conducted, i.e. the first one by the Womens' Cell and the second one leading to registration of the FIR."

Learned counsel for the petitioner submits that pursuant to the

order dated 29.09.2020 passed by a Coordinate Bench of this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Rajwinder Singh, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 29.09.2020 passed by a Coordinate Bench of this Court granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

05.11.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No