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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.39740 of 2020 (O&M)
Decided on: 03.12.2020

Arvinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Rahul Bhargava, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.39 dated 27.08.2020, for offence punishable under Sections 406 and 498-A of the Indian Penal Code, 1860 (in short 'IPC') registered at Women Police Station, District Police Commissionerate, Amritsar.

Counsel for the petitioner has argued that the petitioner was married to the complainant on 14.03.2016 and as per the allegations in the FIR, apart from entrusting dowry articles, the complainant was maltreated on account of demand of dowry as the petitioner was demanding a car. It is further submitted that the anticipatory bail of the petitioner was dismissed on 10.09.2020 vide CRM-M No.27182 of 2020 and thereafter, the petitioner has surrendered on 28.10.2020 and is no more required for further investigation. It is also submitted that the petitioner has already filed a

CASE HEARD THROUGH VIDEO CONFERENCING

petition under Section 9 of the Hindu Marriage Act and he is still ready to reconcile with the complainant.

Counsel for the State has not disputed the factual position but opposed the prayer for bail.

Without commenting anything on merits of the case, considering the fact that the petitioner is not involved in any other case of similar nature; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time due to COVID-19 situation, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

03.12.2020

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No