

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

205

**CRM-M-5915-2020
Date of decision: 17.11.2021**

Jora Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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

Ms. Jaspreet Kaur, AAG, Punjab
for respondent No.1-State.

Respondent No.2 did not appear
despite service.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.189, dated 27.09.2019, under Sections 498-A and 406 IPC, registered at Police Station Malout, District Sri Muktsar Sahib.

Learned counsel for the petitioner inter alia contends that false allegations were levelled against the petitioner by the complainant-wife of subjecting her to mental and physical harassment on account of dowry demand and for forcibly getting her pregnancy terminated. He further submits that there is no medical evidence on record to substantiate the said allegations. In compliance of order dated 06.09.2021, the petitioner has joined investigation.

Learned State counsel, on instructions from ASI Karamjit Singh, has conceded that in compliance of order dated 06.09.2021, the petitioner has joined investigation, however, recovery of some gold

ornaments was yet to be effected.

Heard learned counsel for the parties and perused the material on record.

Demand and entrustment of gold ornaments being disputed question of facts would be considered during trial when evidence is led by the parties. Moreover, non-recovery of some gold ornaments could not be a ground to deny the concession of anticipatory bail to the petitioner once he had joined investigation in compliance of order dated 06.09.2021.

In the facts and circumstances as enumerated hereinabove, the petition is allowed and interim order dated 06.09.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

17.11.2021

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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No