

CRM-M-13803 of 2019 (O&M)
DATE OF DECISION: 17.08.2021

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Mr. M.S. Nagra, AAG Punjab.

1. Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.
2. The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No. 04 dated 07.02.2019 registered under Sections 406 and 498-A of Indian Penal Code at Police Station Women, District S.A.S. Nagar.
3. On 27.03.2019, following order was passed by Coordinate Bench of this Court:-

Notice of motion for 10.05.2019."

4. Later during the course of hearing, the Court was apprised about returning of all the dowry articles, which though was opposed by learned State counsel and there had been claim and counter-claim by the two sides over the remnants of the articles of *istridhan*.

5. Though, on the request of learned counsel for petitioner, the matter was referred to Mediation and Conciliation Centre of this Court. However, as per report of Mediator, mediation proceedings had failed.

6. Today, it has been contended by learned counsel for the petitioner that the petitioner was associated in the investigation. He had fully cooperated and returned all the dowry articles whatever were in his possession and now nothing has to be recovered from him. He prays that the interim order may kindly be made absolute.

7. Learned State counsel on instructions from HC Pavittar Pal, has endorsed the same and submitted that custodial interrogation of the petitioner is not required.

6. In view of the above, the order dated 27.03.2019 is made absolute. Petition stands allowed.

17.08.2021
Jiten Sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No