

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(210)

CRM-M-19586-2021

Date of Decision: 03.12.2021

Karan Mehta

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. B.S. Bhalla, Advocate for the petitioner.

Ms. Sakshi Bakshi, A.A.G., Punjab.

Mr. Nitin Sachdeva, Advocate for respondent no.2.

RAJESH BHARDWAJ.J (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.45 dated 11.3.2021 registered under Sections 406 and 498-A IPC at Police Station, Women Cell, District Ludhiana.

By virtue of the order dated 17.5.2021, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that in pursuance to the order dated 17.5.2021, the petitioner has joined the investigation and fully cooperated and thus, the interim order may kindly be made absolute. Counsel further submits that recovery of gold articles from the petitioner has already been got effected.

Learned State counsel has endorsed the same and submitted that petitioner is no more required for further investigation. State counsel further submits that as per the investigation except one ring and one chain

rest of the gold articles have been recovered from the petitioner.

On the other hand, learned counsel for the complainant submits that out of the total 42 tolas of gold articles only 10 tola articles have been recovered so far.

Allegations and counter allegations of the parties are to be appreciated by the learned Trial Court on conclusion of the trial.

In view of the above, the order dated 17.5.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

03.12.2021

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No