

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

201

**CRM-M-18300-2019(O&M)
Decided on : 16.09.2021**

BHUPENDRA CHOURASIYA

. . . Petitioner(s)

Versus

UT CHANDIGARH AND OTHERS

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through video conferencing)

PRESENT: Ms. Prachi Mishra, Advocate with Ms. Mannat Anand,
Advocate for the petitioner.

Mr. Kuldeep Tiwari, Additional PP UT Chandigarh

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.0070/2018 dated 17.08.2018 under Section 4 of the Dowry Prohibition Act, registered at Women Police Station Sector 26, Chandigarh.

Learned counsel for the petitioner submits in compliance of order dated 25th April, 2019, passed by the co-ordinate Bench of this Court, the petitioner has joined investigation. She further submits that it is the admitted case of the complainant herself that the marriage between the parties did not take place and it was only after the *roka* ceremony, the matrimonial alliance was called off.

Learned State counsel has apprised the Court that though the petitioner has joined investigation, however, recovery of the articles given

at the time of *roka* ceremony have not yet been returned.

Learned counsel for the petitioner has vehemently opposed the submissions made by the learned State counsel with regard to return of the articles received at the time of *roka* ceremony. She submits that soon after the matrimonial alliance was called off, whatever articles were given to them, were returned to the complainant's father.

Heard.

In the wake of the submissions made, the petition is allowed and interim order dated 25th April, 2019 is made absolute subject to the conditions laid down in Section 438(2) CrPC.

(MANJARI NEHRU KAUL)
JUDGE

September 16, 2021
S.Sharma(syr)

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>