

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

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**CRM-M-24960-2021
Decided on : 29.11.2021**

Amrik Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Ms. Damini Aggarwal, Advocate
for the petitioner(s).

Ms. Jaspreet Kaur, AAG, Punjab
assisted by ASI Joginder Singh.

Mr. Amandeep Singh, Advocate
for the complainant.

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. 86, dated 20.12.2020, lodged under Sections 406, 498-A of IPC, registered at Police Station Women Cell, District Ludhiana (Annexure P-1).

Learned counsel for the petitioners submits that pursuant to order dated 02nd July, 2021, passed by this Court, the petitioner has joined investigation and whatever articles were in his possession stand duly returned.

Learned State counsel assisted by learned counsel for the complainant, has not disputed the factum of the petitioner having joined investigation. However, on instructions from ASI Joginder Singh, learned State counsel has submitted that recovery of certain gold ornaments is yet to

be effected.

On a pointed query put to learned State counsel as to whether there were any specific allegations of entrustment of any jewellery/dowry articles, she very fairly conceded that there were no such specific allegations of entrustment of gold jewellery to the petitioner and the other accused in the FIR in question.

I have heard learned counsel for the parties and perused the material on record.

Learned State counsel has not been able to satisfy this Court as to why the custodial interrogation of the petitioner would be required in the case in hand, more so, when most of the dowry articles stand returned and *qua* some gold ornaments also, no specific entrustment stands reflected in the FIR.

In view of the above and without commenting upon the merits of the case, the petition is allowed and interim order dated 02nd July, 2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

November 29, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*