

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

103

CRM-M-27136-2021 (O&M)

Decided on : 29.07.2021

HARINDER KAUR

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. Jasdeep Singh , Advocate
for the petitioner(s).

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439(2) Cr.P.C., for cancellation of anticipatory bail granted to respondent No.2 vide order dated 09.06.2021 in FIR No.114 dated 31.03.2021 under Sections 406 and 498-A IPC registered at Police Station City Kharar, District SAS Nagar Mohali.

Learned counsel *inter alia* contends that despite there being serious and specific allegations against the respondent No.2 of subjecting the complainant to mental and physical harassment, the Court below extended the concession of anticipatory bail to him. Learned counsel further submits that the Court below further erred in not taking into account that recovery of all the dowry articles has not yet been effected, thus the custodial interrogation of respondent No.2 was imperative in the aforementioned circumstances.

I have heard the learned counsel and gone through the material on record as well as the impugned order dated 09.06.2021, vide which respondent No.2 was extended the concession of anticipatory bail.

Once an accused has been extended the concession of bail, the Court should act with great caution in cancelling the same. The contention of the learned counsel that all the dowry articles have not yet been recovered from the possession of respondent No.2, would not be a sufficient enough reason to set aside the impugned order. The impugned order cannot be said to be perverse, which would warrant any interference by this Court, more so, since the petitioner has failed to bring to the notice of this Court any breach of conditions, which were imposed upon respondent No.2 by the Court below while granting him bail.

Petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

July 29, 2021

S.Sharma(syr)

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*