

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

**CRM-M-25470-2020(O&M)**

**Date of Decision: 18.08.2021**

**(Heard through VC)**

**Devashish Vashisth**

**...Petitioner**

**Versus**

**State of Punjab and another**

**...Respondents**

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present: Mr. Ankur Malik, Advocate  
for the petitioner.

Ms. Rashmi Attri, A.A.G., Punjab.

Mr. Anuj Ahluwalia, Advocate  
for the complainant.

**JAISHREE THAKUR, J. (Oral)**

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.75 dated 31.07.2020 under Sections 406, 498-A of IPC registered at Police Station PS Balongi, District SAS Nagar, Mohali.

Petitioner-husband and respondent No.2/complainant wife are present in person in Court through the medium of video conferencing. They have been heard at length and efforts have been made by this Court to bring about some settlement. Even, vide order dated 02.12.2020, the matter had been referred to the Mediation and Conciliation Centre of this Court, however, the efforts made for mediation failed.

Learned counsel for the petitioner contends that as per order dated 01.09.2020, the petitioner has joined investigation. However, counsel for the complainant would point out that recovery of some dowry articles has not been effected so far.

Learned State counsel, on instructions submits that petitioner has joined the investigation and that the matter has been investigated.

I have heard learned counsel for the parties. The relief of bail cannot be denied merely because some recoveries have not been effected. Reliance in this regard can be placed upon a judgment rendered by this Court in '*Bhupinder Singh etc. Vs. State of Punjab, 2014(2) R.C.R. (Criminal) 109*'.

In view of the facts that the matter has been investigated and have joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 01.09.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

The misc. application CRM-28017-2020 is also disposed of accordingly.

18.08.2021

ps-I

(JAISHREE THAKUR)  
JUDGE

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |