

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

211

(Through Video Conferencing)

CRM-M-30860-2021

Date of decision: 12.10.2021

Arun Mattu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Dinesh Mahajan, Advocate
for the petitioner.

Mr. Luvinder Sofat, Asstt. A.G., Punjab
for the respondent-State.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No.48 dated 15.06.2021 under Section 498-A IPC registered at Police Station Qadian District Gurdaspur.

Learned counsel for the petitioner *inter alia* contends that after 9 years of marriage of the parties, FIR in question has been lodged against the petitioner levelling allegations of mental and physical harassment, which are totally false. He submits that it has been alleged that the complainant was being harassed for not delivering a boy which yet again was totally incorrect. In fact the petitioner and the complainant-wife had adopted a girl child two years prior to the registration of FIR in question. It has also been contended that prior to the registration of the FIR, no complaint had ever been made by the complainant against the petitioner and she had left the

matrimonial home of her own accord.

Learned counsel for the petitioner states that pursuant to order dated 04.08.2021, passed by this Court, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Sarwan Singh, states that the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, the petition is allowed and interim order dated 04.08.2021, is made absolute subject to the conditions laid down in Section 438(2) Code of Criminal Procedure, 1973.

12.10.2021

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No