

**203 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-25238-2019
Decided on : 01.07.2021

Arun Kumar Petitioner
Versus
State of UT, Chandigarh Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Dharam Bir Bhargav, Advocate, for the petitioner.

Mr. Deepinder Brar, Addl. PP, UT, Chandigarh.

Mr. Sartaj Singh, Advocate, for the complainant.

Manjari Nehru Kaul, J.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.65 dated 07.04.2019 under Sections 406 and 498-A IPC 1860 registered at Police Station Women Cell, Sector 17, Chandigarh.

Learned counsel for the petitioner states that pursuant to order dated 13.02.2020, passed by this Court, the petitioner has joined the investigation.

This fact is not disputed by the learned State counsel. However, he on instructions from ASI Satyander submits that a few household articles allegedly entrusted to the petitioner have not yet been recovered. Learned counsel for the petitioner on the other hand has controverted the submissions of the learned State counsel by urging that he has duly cooperated during investigation and he is not in possession of any household articles as alleged.

Heard.

Whether or not the household articles were entrusted to the

petitioner or are in his possession are disputed question of fact which would be looked into when the evidence is adduced before the trial Court.

In view of the above, the petition is allowed as such and interim order dated 13.02.2020, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

01.07.2021
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(MANJARI NEHRU KAUL)
JUDGE

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