

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

211

**CRM-M-33202-2021
Decided on : 30.11.2021**

Yashpal Kaur

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Abhay Kumar Sharma Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab
assisted by SI Gurpreet Singh.

Mr. A.K. Khanna, 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. 0003, dated 05.05.2021, lodged under Sections 406, 498-A of IPC, registered at Police Station NRI Jalandhar (Annexure P-1).

Learned counsel for the petitioner submits that in compliance of the order dated 17th August, 2021, the petitioner who is mother-in-law of the complainant, has joined investigation and cooperated with the investigating agency.

On the other hand, learned State counsel assisted by learned counsel for the complainant, has not disputed the factum of the petitioner joining investigation. He has, however, submitted that recovery of gold set weighing about 5 tolas, which was gifted to the petitioner at the time of the

marriage by the complainant's family, has still not been effected. Learned State counsel has submitted that the petitioner during investigation reiterated the contents of her affidavit (Annexure P-4) that all the gold jewellery including the gold set which was gifted to the petitioner at the time of the marriage, was taken away by the complainant when she left her matrimonial home.

Learned State counsel has fairly conceded that apart from recovery of this gold set, no other recovery has to be effected from the petitioner and her custodial interrogation would thus not be required.

Learned counsel for the complainant has vehemently urged that though an amount of Rs. 65.00 lakhs was spent on the marriage of the complainant with the son of the petitioner, however, the recovery of all the dowry articles including the furniture, electronic set has still not been effected.

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

In the facts and circumstances as enumerated hereinabove, the petition is allowed and interim order dated 17th August, 2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

November 30, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*