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

CRM-M No. 28270 of 2020
Date of Decision: 18.03.2021

Pawan Sharma

-Petitioner

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Veneet Sharma, Advocate,
for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

Ms. Ishma Randhawa, Advocate,
for the complainant.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through
video conferencing.

Petitioner seeks grant of anticipatory bail under
Section 438 Cr.P.C. in case bearing FIR No.34 dated
11.08.2020 under Section 498-A IPC (Section 406 IPC added
vide Rapat/DDR No.22 dated 21.08.2020) registered at Police
Station Women Cell, Amritsar City, District Amritsar.

Petitioner is mother-in-law of the complainant.
Husband has already been granted regular bail.

On 17.09.2020, following order was passed:-

“(Through Video Conferencing)

Learned counsel for the petitioner submits that the petitioner is the mother-in-law of the complainant and is aged about 70 years. It is further submitted that petitioner is suffering from various ailments.

Learned counsel further submits that since it is a matrimonial dispute, there is possibility of some amicable settlement and to show her bona fide, the petitioner is ready to deposit an amount of Rs. 5,00,000/- before the Illaqua Magistrate within a period of one month from today, which may be kept in an FDR, subject to final outcome of the case.

Notice of motion.

Ms. Ishma Randhawa, Advocate, who is also appearing through video conferencing, accepts notice on behalf of the complainant and seeks some time to address arguments.

List again on 18.03.2021.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to

her furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

However, this will be subject to condition that petitioner will deposit an amount of Rs. 5,00,000/- before the Illaqua Magistrate within a period of one month from today, which will be kept in an FDR, subject to final outcome of the case.

17.09.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE"**

Learned counsel for the petitioner submits that an amount of Rs.5 lacs has been deposited before the Illaqua Magistrate within the time specified by the Court on 17.09.2020.

Learned State counsel on instructions submits that though the petitioner has joined the investigation, but she has not facilitated recovery of 122 grams gold.

Since amount of Rs.5 lacs has already been deposited and the same is kept in fixed deposits subject to final outcome of the case, therefore, I deem it appropriate to confirm order dated 17.09.2020.

In view of above, order dated 17.09.2020 is hereby made absolute.

However, the petitioner shall keep on joining the investigation as and when required to do so by the Investigating Officer and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

18.03.2021
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No