

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

* * *

**CRM-M-31745 of 2020
Date of Decision: 08.01.2021**

Rajneesh Raturi

....Petitioner

Versus

State of UT Chandigarh

....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. D. S. Nigah, Advocate for the petitioner.
Mr. J.S.Toor, APP for UT, Chandigarh.

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Avneesh Jhingan, J. (Oral)

The matter is taken up for hearing through video conference due to COVID-19 situation.

The present petition is filed seeking anticipatory bail in FIR No. 60 dated 15.7.2020, under Sections 406 and 498-A IPC, registered at Women Police Station, Chandigarh.

On 8.10.2020, the following order was passed:

“The litigation is a a result of strained relationship. The petitioner is the husband. He was granted anticipatory bail by Additional Sessions Judge, Chandigarh vide order dated 14.8.2020, however at a later stage a report was filed that he is not co-operating in investigation and not producing the articles belonging to the complainant.

Learned counsel for the petitioner submits that the articles were already taken away by the complainant and there is a loan pending against her but it is not clear whether it is gold loan or a simple loan.

Learned counsel appearing for U.T., on instructions from ASI- Dalbir Singh, submits that three rings and one pair of ear ring have not been returned by the petitioner as per the list given by the complainant.

At this stage, learned counsel for the petitioner submits that without prejudice to the rights of the petitioner, he is ready to furnish the security to the sum of Rs.1,50,000/-, approximately covering the value of gold articles allegedly not returned.

Considering the facts in totality, the petitioner is granted interim bail subject to furnishing within three weeks FDR of Rs.1,50,000/- of a nationalised bank with the Registrar of this Court. The FDR shall be in the name of the petitioner but the same shall neither be encashed nor any encumbrance will be created on FDR during the pendency of the investigation/trial. The FDR with automatic renewal would be kept in the safe custody with the Registrar of this Court. The parties would be at liberty to move an application at an appropriate stage for transfer of the FDR to the concerned court or the forum. On receiving the FDR the Registrar shall also inform the branch of the bank from where the FDR is issued with regard to the order passed today. The petitioner shall join the investigation within two weeks from today. He shall be bound by the conditions under Section 438(2) Cr.P.C. ”

Mr. J. S. Toor, Advocate appearing on behalf of UT, Chandigarh, on instructions from ASI-Dalbir Singh, submits that the petitioner has joined the investigation and also furnished FDR of Rs.1,50,000/-.

In view of the above, the order 8.10.2020 is made absolute.

The petition stands disposed of.

(AVNEESH JHINGAN)
JUDGE

08.01.2021
mk

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No