

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

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**CRM-M-33894-2020
Decided on : 01.09.2021**

Gulshan Sharma

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Karanjit Singh, Advocate
for the petitioner(s).

Mr. Amit Mehta, Sr. DAG, Punjab
assisted by SI Sarbjit Singh.

Mr. K.S. Kang, Advocate
for respondent No.2 (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. 187, dated 22.09.2020, under Sections 498-A, 406 & 323 of IPC, registered at Police Station City Gurdaspur, District Gurdaspur.

Learned counsel for the petitioner states that pursuant to order dated 21st October, 2020, passed by this Court, the petitioner has joined investigation and got recovered all the articles which were stated to be in his possession.

Learned State counsel on instructions from SI Sarbjit Singh, states that the petitioner has joined investigation and all the dowry articles stand recovered and returned.

Learned counsel appearing on behalf respondent No.2 (complainant), however, has opposed the submissions made by learned counsel for the petitioner as well as learned State counsel and submitted that the recovery of the dowry articles has still not been effected.

However, learned counsel for the petitioner as well as learned State counsel on instructions, have reiterated that the dowry articles, which were in the possession of the petitioner, stand recovered and returned.

Heard.

Be that as it may, the demand and entrustment of dowry articles are all disputed questions of fact, which would be considered and appreciated when the evidence is adduced before the trial Court.

Keeping in view the fact that the petitioner has joined investigation, the present petition stands allowed and interim order dated 21st October, 2020, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

September 01, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*