

VISHAL

...PETITIONER

VERSUS

STATE OF PUNJAB AND ANR.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Yashpal Thakur, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab.

*(The case has been taken up through video conferencing on
account of Covid-19 Pandemic)*

VIVEK PURI, J. (ORAL)

Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner namely Vishal in case FIR No. 197 dated 01.10.2020, registered under Sections 406/498-A IPC, at Police Station Fatehgarh Sahib, District Fatehgarh Sahib.

On 04.11.2020, the following order was passed:-

“Submits inter alia that in the FIR there is no allegation to the effect that after marriage the Complainant was subjected to any cruelty in relation to any demand for further Dowry, and that in any case the Petitioner is willing to return the Dowry articles/Istridhan of the Complainant. Submits further that a plain reading of the FIR would go to show that the Complainant is actually aggrieved with the affair, which the Petitioner is alleged to have had with one lady namely Amrita.

Notice of motion.

Mr. B.S. Sewak, Addl. Advocate General, Punjab to accept notice on behalf of Respondent No.1/State. A copy of the Paper-book be handed over to him.

Adjourned to 24th February, 2021.

Respondent No.2 be served for the date fixed.

Meanwhile, in the event of arrest of the Petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

1 That he shall make himself available for interrogation by a Police Officer as and when required;

2 That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer and;

3 That he shall not leave India without prior permission of the Court”.

Subsequently, in terms of order dated 06.07.2021, the petitioner was directed to appear before the Investigating Officer on 10.08.2021 and hand over the rings.

It has been stated by the learned counsel for the petitioner that the rings have been handed over to the Investigating Officer.

On instructions from ASI Parjinder Singh, learned State counsel has acknowledged the fact of handing over the rings to the Investigating Officer. It has been further stated that in pursuance of the interim directions, the petitioner has joined the investigation and his custodial interrogation is not required. It has been further stated that the remaining co-accused have been granted pre-arrest bail.

In view of the aforesaid submissions, the order dated 04.11.2020, granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C.

The petition stands disposed of.

23.11.2021
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(VIVEK PURI)
JUDGE