

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

CRM-M-36111-2020

Date of decision:15.02.2021

Abhishek Surendra Khanna

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Shashank Shekhar Sharma, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

Mr. Anil Sharma, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petitioner, the petitioner seeks anticipatory bail in case FIR No.89 dated 24.09.2020, registered at Police Station Phase-8, SAS Nagar, Mohali, under Sections 406 and 498-A IPC.

On 05.11.2020, this Court passed the following order:-

“Case is taken up for hearing through video conferencing.

Through this petitioner, the petitioner seeks anticipatory bail in case FIR No.89 dated 24.09.2020, registered at Police Station Phase-8, SAS Nagar, Mohali, under Sections 406 and 498-A IPC.

Learned counsel for the petitioner contends that the petitioner married the complainant on 19.4.2017 after he came into contact with her through a matrimonial website, www.shaadi.com. Thereafter, matrimonial differences arose between them and the above-noted FIR was registered as a counter-blast to the divorce petition filed by the petitioner at Pune, which is contested by the complainant there and the same is now fixed for evidence. He further contends that vide order dated 19.10.2020 (Annexure P-7) passed by the learned Additional Sessions Judge, SAS Nagar, Mohali, arrest of the petitioner was stayed. He further contends that recovery of gold and silver jewellery had been got effected

from co-accused, Surekha Surendra Khanna, vide recovery memo dated 28.10.2020 (Annexure P-6).

Notice of motion.

On the asking of this Court, Mr. M.S.Nagra, AAG, Punjab, accepts notice on behalf of the respondent-State.

Adjourned to 15.02.2021.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438(2) of the Code of Criminal Procedure.”

Learned counsel for the petitioner submits that pursuant to the order dated 05.11.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Bhupender Singh, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 05.11.2020 passed by this Court granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

15.02.2021
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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No