

210 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of Decision: 28.07.2022
CRM-M-658-2020

URMILA GOYAL ... PETITIONER
VS.
STATE OF HARYANA AND ANR .. RESPONDENTS

FATEH CHAND GOYAL CRM-M-667-2020
VS. ... PETITIONER
STATE OF HARYANA .. RESPONDENT

RAVI KUMAR GOYAL CRM-M-44411-2019 (O&M)
VS. ... PETITIONER
STATE OF HARYANA .. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr.Ram Bilas Gupta, Advocate
for the petitioner(s).

Ms. Trishanjali Sharma, Deputy Advocate General, Haryana.

Mr. Eklavya Gupta, Advocate
for the complainant in
CRM-M-658-2020 & CRM-M-667-2020.

Mr. Sachin Gupta Ladwa, Advocate
for the complainant in CRM-M-44411-2019.

VIVEK PURI, J.(ORAL)

The petitioners are seeking anticipatory bail in case bearing FIR
No.248 dated 29.08.2019 under Sections 406/498-A/323/506/34 IPC registered at
Police Station Mahesh Nagar, District Ambala.

On 03.02.2022, following order was passed in all the three petitions:-

“As per report received from the Mediation and
Conciliation Centre, the parties have failed to arrive at an
amicable settlement.

However, learned counsel for the petitioners submit
that the petitioners are ready and will to join investigation and
cooperate with the investigating agency.

Adjourned to 28.07.2022.

Meanwhile, the petitioners are directed to join the
investigation and appear before the investigating agency as
and when called upon to do so. In the event of their arrest,
they shall be admitted to interim bail on their furnishing bail
bonds to the satisfaction of the Arresting/Investigating

Officer. The petitioners shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.

Photocopy of this order be placed on the file of other connected cases”.

It may be mentioned here that Ravi Kumar Goyal, petitioner in CRM-M-44411-2019, was also granted interim bail in terms of order dated November 15,2019.

Learned counsel for the petitioner(s) contends that in pursuance of interim directions issued by this Court, the petitioners have joined the investigation.

Learned State counsel, on instructions from SI Vishwajeet, has stated that the petitioners have joined the investigation and their custodial interrogation is not required.

However, the learned counsel for the complainant and learned State counsel submits that some recoveries are yet to be effected.

Learned counsel for the petitioners has pointed out that in terms of the order dated 15.11.2019 passed in CRM-M-44411-2019, the complainant was given liberty to produce the bill in support of jewellery given at the time of marriage.

Faced with this situation, it has been fairly conceded by the learned State counsel and the learned counsel for the complainant that the bills in support of the jewellery items have not been submitted to the Investigating Agency.

The controversy as to whether any articles of *istridhan* were entrusted to the petitioners and have been misappropriated by them will be a debatable and moot point during the course of trial.

Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioners. Accordingly, the orders, vide which the petitioners have been granted interim bail, are made absolute.

Petitions are allowed.

28.07.2022
smriti

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No