

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(208)

CRM-M-1377-2022

Date of decision:- 18.10.2022

Yatish Kapoor

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. A.P.S.Sandhu, Advocate for the petitioner.

Mr. P.S.Grewal, DAG, Punjab for State-respondent.

Mr. Divesh Garg, Advocate for
Mr. Umesh Aggarwal, Advocate
for the complainant.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short “the Code”) read with Section 482 of the Code seeking anticipatory bail in case FIR No.0089 dated 02.12.2021, registered for offences under Sections 406 and 498-A of the Indian Penal Code, 1860, at Police Station Women, District Police Commissionerate Amritsar, Annexure P-1.

Counsel for the petitioner submits that FIR, Annexure P-1, is a fallout of a matrimonial dispute and the petitioner, who is the husband of the complainant, has joined the investigation pursuant to order dated 02.06.2022 passed by this Court. He submits that although the matter was referred to the

Mediation and Conciliation Centre of this Court, but parties could not arrive at a settlement. Still further, he has invited the attention of the Court to the statement made on behalf of the complainant that she will not press upon the return of dowry articles, allegedly remaining in the possession of the petitioner, in case, he forecloses the loan taken in her name. Counsel submits that the loan has been paid off and the loan account has been closed.

Upon instructions received from ASI, Gurdeep Singh, State counsel submits that petitioner has joined the investigation, though recovery is to be effected from him.

In view of the above noticed facts, but without commenting upon the allegations levelled in the FIR, present petition is allowed.

Order dated 02.06.2022 granting interim bail to the petitioner, is made absolute, subject to conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

18.10.2022
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No