

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2825-2022
Date of Decision: 15.03.2022

SANJIV KUMAR ALIAS SANJEEV KUMAR
... PETITIONER
V/S
STATE OF PUNJAB
... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. R.K.Arya, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG Punjab.

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

* * *

VIVEK PURI, J. (ORAL)

On 24.01.2022, following order was passed:

“The petitioner is seeking anticipatory bail in the case bearing FIR No. 123 dated 29.06.2021, under Sections 498-A/406 IPC, registered at Police Station Dinanagar, District Gurdaspur.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 26.10.2015 and the matrimonial dispute has cropped up due to disparity in the educational status of the parties. The petitioner is a graduate and the complainant is working as a ‘Lecturer’. Furthermore, the marriage of the sister of the petitioner was solemnized with the brother of the complainant and they are happily residing together. Even there are no allegations with regard to entrustment of any specific article of *Istri Dhan* in the FIR. The parents of the petitioner have been granted pre-arrest bail by the Court of Sessions.

Notice of motion.

Mr. Davinderbir Singh, DAG, Punjab accepts notice on behalf of respondent-State.

Adjourned to 15.03.2022.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he join the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

It has been stated by learned counsel for the petitioner that in pursuance of the interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Gurmeet Singh, has not disputed the factual position of the case and has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 24.01.2022 is made absolute.

The petition stands allowed.

(VIVEK PURI)
JUDGE

15.03.2022
Janki

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No