

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.282

CRM-M-4406-2022

Date of decision: 12.07.2022

Suraj Mehta

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Nitin Sachdeva, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.155 dated 18.12.2021 registered under Sections 406 and 498-A IPC at Women Police Station, District Police Commissionerate, Ludhiana.

On February 11, 2022, this Court had passed the following order:-

“Instant petition has been filed under Section 438 Cr.P.C seeking grant of anticipatory bail to the petitioner in case FIR No.155 dated 18.12.2021 registered under Sections 406, 498-A of Indian Penal Code, 1860 at Police Station Women, District Police Commissionerate Ludhiana (Annexure P-1).

Counsel for the petitioner submits that marriage of the petitioner was solemnized with the complainant-respondent No.2 on 17.07.2020, but due to incompatibility, it did not last beyond six months. He submits that FIR was lodged on basis of allegations, which are improbable. He submits that as the petitioner is alleged to have been entrusted with some dowry articles and, without admitting the allegations, in order to show his *bonafide*, petitioner is willing to return the same as deposed by him in his affidavit dated 07.02.2022 (Annexure P-4).

On asking of the Court, Mr. Ramdeep Partap Singh, Deputy Advocate General, Punjab accepts notice on behalf of respondent No.1-State. Mr. Raj Karan Singh Verka, Advocate appears on behalf of the complainant-respondent No.2.

List on 12.07.2022.

Meanwhile, the petitioner shall join the investigation and would come present on 28.02.2022 at 11.00 am., at Police Station Women, District Police Commissionerate Ludhiana and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

On the day petitioner joined the investigation, he will return the articles deposited by him in his affidavit, in the presence of the Investigating Officer. This will be without prejudice to his right of defence.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 11.02.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

July 12, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No