

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 207

CRM-M-10175-2021 (O&M)

Date of decision : 28.04.2022

Deepak Rawat

..... Petitioner

VERSUS

Union Territory Chandigarh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.M.K.Sood, Advocate, for the petitioner.
 Mr.J.S.Toor, Addl.P.P, UT, Chandigarh.
 Mr.Sandeep Suri, Advocate, for the complainant.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.90 dated 08.12.2020 registered under Sections 406 and 498-A IPC at Police Station Sector 17, Chandigarh.

On 21.09.2021 this Court had passed the following order: -

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

The case of the petitioner is that on account of matrimonial dispute between the parties, the FIR in question was got registered against him, wherein, the false allegations were levelled that the complainant was being mentally and physically harassed for not getting sufficient dowry.

Learned counsel appearing on behalf of respondent No.2 has opposed the grant of anticipatory bail to the petitioner in the wake of serious allegations against him of forcible administration of medicines, which led to the complainant miscarrying her pregnancy.

Adjourned to 03.12.2021.

Meanwhile, petitioner is directed to join investigation and appear before the investigating agency as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined the investigation; has cooperated with the investigating agency and that his custodial interrogation is not required by the State. He further submits that the allegations by the complainant made before this Court with regard to the petitioner having aborted the unborn child of the

petitioner and the complainant have also been investigated but *prima facie* no evidence in that regard is forthcoming.

In the light of the reasons stated in the afore quoted order as also the statement(s) made on behalf of the State, the order of this Court dated 21.09.2021, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

28.04.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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