

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

(Sr. No. 201)

**CRM-M No.11271 of 2022
Date of decision : 19.09.2022**

Varinder Sain @ Virendra Sain

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Amandeep Chhabra, Advocate for the petitioner.
Mr. Navneet Singh, Senior DAG, Punjab.
Mr. Deepak Aggarwal, Advocate for the complainant.

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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. 0047 dated 09.12.2021 registered under Sections 498-A and 406 IPC at Women Police Station, Bathinda, district Bathinda.

On 12.05.2022, this Court had passed the following order : -

“Mediation has failed due to non-appearance of the complainant.

Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case due to a matrimonial discord between the petitioner and the complainant; the petitioner does not face any other criminal case; the petitioner and the complainant got married in the year 2010; for the last over 11 years, no complaint was ever filed by the complainant with the authorities with regard to the demand of dowry and beatings; the allegations with regard to beatings and demand of dowry are absolutely

vague and unsubstantiated and the petitioner is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Ms. Gunkirat Kaur, AAG, Punjab, accepts notice on behalf of the respondent-State and Mr. Deepak Aggarwal, Advocate, puts in appearance on behalf of the complainant.

For arguments, adjourned to 19.09.2022.

In the meanwhile, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C., in the event of his arrest in FIR No.0047 dated 09.12.2021 registered under Sections 498-A and 406 IPC at Women Police Station, Bathinda, District Bathinda, he shall be released on ad-interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation 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 12.05.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

19.09.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No