

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.204

CRM-M-12773-2022

Date of decision: 09.08.2022

Pawan Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms. Harpreet Kaur Arora, Advocate
for the petitioner.

Ms. Monika Jalota, 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.0021 dated 19.11.2021 registered under Sections 498-A and 406 IPC at Women Police Station Ludhiana Rural, District Ludhiana.

On 28.03.2022, this Court had passed the following order:-

“Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case due to matrimonial dispute between him and the complainant-his wife; there is no other criminal case pending against the petitioner; the allegations in the FIR are vague and unsubstantiated; there is no medical evidence to back the allegation of miscarriage; after investigation the allegations against the other co-accused have been found to be incorrect showing falsity in the complainant's case; the FIR in question is the counter blast to the divorce petition filed by the petitioner; the petitioner is ready and willing to amicably resolve the matrimonial dispute with the complainant and that he 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.

For arguments, adjourned to 09.08.2022.

Before the adjourned date, learned counsel for the petitioner is directed to implead the complainant.

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.0021 dated 19.11.2021 registered under Sections 498-A/406 IPC at Police Station Women, district Ludhiana, 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 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 28.03.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

August 09, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No