

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

CRM-M-13067-2022

Date of decision : 09.08.2022

Surinder Kaur and another

..... Petitioners

versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Dhawaljeet Dutta, Advocate
for the petitioners.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. Amit Dhawan, Advocate
for the complainant.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioners in case FIR No.02 dated 16.03.2022, under Sections 498-A, 406 of the Indian Penal Code, 1860, registered at Police Station NRI Hoshiarpur, District Hoshiarpur, Punjab.

Vide order dated 29.03.2022 while granting interim protection, the petitioners were directed to join investigation.

Learned counsel for the petitioners has submitted that pursuant to order dated 29.03.2022, petitioners have joined the investigation and as such their interim bail may be made absolute.

Learned counsel for the complainant has opposed the prayer made by learned counsel for the petitioners. He submits that there is a transaction from the account of the complainant in the account of the petitioner and recovery of the same remains to be effected.

Learned State counsel, on instructions from ASI Jaswinder Singh, submits that though the petitioners have joined the investigation, however, recovery part remains to be effected.

In view of the facts and circumstances of the case and the arguments addressed, it is apparent that the matter needs to be investigated thoroughly and thereafter tried by the trial Court. The *inter se* dispute is required to be proved by leading evidence. Accordingly, interim order dated 29.03.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

09.08.2022
m.sharma

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No