

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

(Sr. No. 201)

CRM-M No.12970 of 2022

Date of decision : 14.07.2022

Davinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. L. S. Mann, Advocate for the petitioner.

Ms. Gunkirat Kaur, AAG, 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.1 dated 04.01.2022 registered under Sections 406 and 498-A IPC at Police Station NRI, district SAS Nagar.

On 29.03.2022, 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 a matrimonial discord between the petitioner and the complainant; the petitioner has no other criminal case pending against him; the allegations against the petitioner are absolutely vague and unsubstantiated; the petitioner is a German citizen who was always ready and willing to take the complainant and their child to Germany; for the afore purpose the petitioner had got VISA for the complainant and their child; since the complainant does not wish to accompany him Germany the present FIR has been lodged; even today the petitioner is ready and willing to take the complainant and their child to Germany or to settle the matter amicably and

that the petitioner is also ready and willing to join and cooperate with the investigating agency.

Notice of motion.

Ms. Gunkirat Kaur, AAG, Punjab, accepts notice on behalf of the respondent and prays for time to argue the matter.

Adjourned to 30.08.2022.

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.1 dated 04.01.2022 registered under Sections 406 and 498-A IPC at Police Station NRI, District SAS Nagar, 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 29.03.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

14.07.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No