

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

204

(Through Video Conferencing)

CRM-M-13212-2020

Date of decision: 21.02.2022

Ashok Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Anantdeep Singh Sandhu, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
for the respondent-State.

Mr. Dheeraj Narula, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.5 dated 17.01.2020 under Sections 498-A, 406 and 34 IPC, registered at Police Station Women, District Bathinda.

Learned counsel for the petitioner submits that it was on account of a marital discord between the parties that the FIR in question came to be registered. He further submits that in compliance of order dated 29.06.2020, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions from ASI Bhola Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He on

further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation. It has also been submitted by learned State counsel that on completion of investigation, challan stands presented before the trial Court.

Learned counsel for the complainant has, however, opposed the submissions made by counsel opposite and also opposed his prayer for grant of the concession of anticipatory bail by reiterating the allegations levelled against the petitioner. He submits that it stands reflected in the FIR itself that though the petitioner had assured that he would amicably settle all his disputes with the complainant and return her *stree dhan* along with Rs.4 lakhs in cash, however, he had resiled from the said compromise, hence he did not deserve the concession of anticipatory bail.

I have heard learned counsel for the parties and perused the material on record.

In the wake of the instructions received by learned State counsel, the petition is allowed and interim order dated 29.06.2020, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

21.02.2022

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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