

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

CRM-M-17895-2022 (O&M)

Date of decision :27.07.2022

Mandeep Kumar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Ms. Simsi Dhir Malhotra, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Vishal Thakur, Advocate for respondent No.2.

RAJESH BHARDWAJ, J. (Oral)

CM-26187-2022

Application is allowed as prayed for.

CM-26188-2022

Application is allowed as prayed for.

Annexures P6 to P9 are taken on record.

CRM-M-17895-2022

Petitioner has preferred the instant petition under Section 438 Cr.P.C., for granting him anticipatory bail in case FIR No.40 dated 18.03.2022, under Sections 498-A, 406 IPC, registered at Police Station Bullowal, District Hoshiarpur.

Petitioner and complainant both are present in person in the Court along with their counsels.

By virtue of the order dated 29.04.2022, while granting

interim protection, the petitioner was directed to join investigation and was directed to pay Rs.25000/- as litigation expenses to complainant.

It has been contended by learned counsel for the petitioner that the petitioner has joined the investigation and litigation expenses Rs.25000/- are also given to the complainant and thus, the interim order may kindly be made absolute.

Learned State counsel, on instructions from ASI Jeevan Lal has endorsed the same and submitted that petitioner is no more required for further investigation but recovery part yet to be completed.

Learned counsel for the complainant opposed the submissions made by learned counsel for the petitioner and submits that recovery of dowry articles is yet to be effected.

In view of the above, recovery of dowry articles is disputed. The non-recovery of dowry articles is no ground to deny the bail. The matter is required to be decided on merit. The interim order dated 29.04.2022, is made absolute subject to compliance of conditions as envisaged under Section 438 (2) Cr.P.C. and the petition stands allowed.

(RAJESH BHARDWAJ)

JUDGE

27.07.2022

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