

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-19973-2021

Date of Decision: 17.01.2022

Sanjeev Kumar.....Petitioner

Versus

State of Punjab..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

...
(through video conferencing)

Present: Mr. Ashish Soi, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Rajan Singh Dadwal, Advocate
for the complainant.

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MANJARI NEHRU KAUL, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner
in FIR No.7 dated 14.01.2021 under Sections 406, 498-A IPC registered at Women
Police Station, Ludhiana.

As per report received from the Mediation & Conciliation Centre, the
parties failed to amicably settle their dispute.

Learned counsel *inter alia* contends that false and fabricated case has
been foisted upon the petitioner by his wife i.e. the complainant. It has been
submitted that the parties have been married for as long as 12 years and not even
once prior to the registration of the FIR in question, there had been any complaint
made with regard to the alleged harassment. It was also submitted that the
bona fides of the petitioner were evident from the fact that he had filed a petition

differences with his wife and bring her back to the matrimonial home. Learned counsel further submits that in compliance of order dated 19.05.2021 the petitioner had joined investigation and cooperated with the investigating agency. Therefore, the present petition be allowed.

Learned counsel for the State, on instructions from ASI Sukhdev Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, however, submits that recovery of two gold rings and some clothes have not yet been effected from the possession of the petitioner.

Learned counsel for the complainant has opposed the prayer made by the counsel opposite for the grant of anticipatory bail to him in the wake of serious and specific allegations levelled in the FIR against the petitioner of subjecting the complainant-wife to beatings on a number of occasions.

I have heard the learned counsel for the parties.

In the wake of the statement made by the learned State counsel and substantial recovery of the dowry articles having been effected, the instant petition is allowed and order dated 19.05.2021 is made absolute.

17.01.2022
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(MANJARI NEHRU KAUL)
JUDGE

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No