

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(213)

CRM-M-19895-2022
Date of Decision: 14.09.2022

Ankit Jain

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. Bhriugu Dutt Sharma, Advocate for the petitioner.

Mr. Karunesh Kaushal, DAG, Punjab.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.150 dated 20.04.2022, under Sections 406, 498-A IPC, registered at Police Station City Barnala.

By virtue of the order dated 10.05.2022 while granting interim protection, the petitioner was directed to join investigation.

Learned State counsel submits that in pursuance to the said order dated 10.05.2022, the petitioner has joined investigation. He further submits that there is a recovery of gold approximately 50 tolas besides the other dowry articles. He also submits that though as per the allegations 50 tolas of total gold was to be recovered.

Pursuant to the notice, Mr. Varun Mittal, Advocate appears on behalf of Mr. Rishab Kumar Jain, Advocate for respondent No.2-complainant and files his Power of Attorney in Court today. The same is taken on record. He submits that recovery of some of the dowry articles is yet to be effected.

Learned State counsel, on instructions, has endorsed the contentions raised by learned counsel for respondent No.-2/complainant.

Though the counsel for the complainant prays for referring the matter to the Mediation, however on instructions from both sides, both the parties be left with the liberty to pursue their remedy of mediation during trial. However, as far as recovery of gold articles is concerned, the same may not be a ground for rejecting the bail of the petitioner.

In view of the above, order dated 10.05.2022 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

14.09.2022
Anjal

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