

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

Sr. No. 205(1)

**CRM-M No.21589 of 2022
Date of decision : 05.09.2022**

Devi Dayal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Gourave Bhayya Gilhotra, Advocate for the petitioner.
Ms. Sheenu Sura, DAG, Haryana.

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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.83 dated 11.03.2022 registered under Sections 323, 354, 452, 494, 498-A and 506 IPC at Police Station Chappar, district Yamuna Nagar.

On 23.05.2022, this Court had passed the following order : -

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in the case on account of a matrimonial discord between the petitioner and the complainant; the allegations with regard to re-marriage of the petitioner are absolutely false and denied; after the marital discord between the petitioner and the complainant there was a compromise between the parties but the complainant's greed continued even thereafter leading to the lodging of the FIR in question only to arm twist the petitioner; the petitioner is ready and willing to amicably resolve the matrimonial dispute with the complainant and to show his bona fides he can also transfer a portion of the house to the son of

the parties so that the complainant and the children of the parties can live there comfortably and that the petitioner is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Mr.Sumit Jain, Additional Advocate General, Haryana, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 05.09.2022.

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.83, dated 11.03.2022, registered under Sections 323, 354, 452, 494, 498-A, 506 IPC at Police Station Chappar, District Yamuna Nagar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting."

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 23.05.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

05.09.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

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