

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

CRM M-21223 of 2022

Date of Decision: May 31, 2022

Sahil Gupta

.....Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Kanwaljeet Singh Derabassi, Advocate
for the petitioner.

Mr. Simran Grewal, AAG, Punjab.

FATEH DEEP SINGH, J. (Oral)

Earlier, the petitioner Sahil Gupta was allowed anticipatory bail under Section 438 Cr.P.C. in this case bearing FIR No. 272 dated 18.07.2018 under Sections 362 and 366 of IPC registered at Police Station Zirakpur, District S.A.S. Nagar by this Court vide order dated 24.01.2019. It is subsequently thereto during the course of investigations offences under Sections 379 and 506 IPC are stated to have been slapped against the petitioner, which has led to the filing of the present second supplementary bail application.

Upon hearing learned counsel for the two sides and on

perusal of the records, the complainant happens to be the husband of a married woman aged 35 years who had on her own left the company of the husband on account of her amorous relationship with the petitioner. To the query of the Court how offences under Sections 379 and 506 IPC are made out beyond the very FIR or is there any evidence, the learned State counsel was clearly at loss of words.

Keeping in view this, the addition of the offences is nothing but a ploy and another attempt of the complainant as a counter blast to satisfy his ego over the conduct of the petitioner. There is no case for custodial interrogation is made out and nothing is to be recovered from the petitioner.

In the light of what has been detailed and discussed above, the petitioner be released on anticipatory bail to the satisfaction of Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C. Thereafter, will be released on regular bail upon presentation of challan.

Disposed off.

May 31, 2022
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No