

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22258-2022
Date of Decision: 27.10.2022

HARDEEP SINGH ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. S.K.Singla, Advocate for the petitioner.

Mr. Hittan Nehra, Addl. A.G. Punjab.

* * *

VIVEK PURI, J. (ORAL)

On 30.05.2022, following order was passed:

“Prayer is for grant of anticipatory bail in case FIR No.71 dated 13.04.2022 under Sections 406 and 498-A IPC registered at Police Station Amloh, District Fatehgarh Sahib.

The petitioner is the husband of the complainant. There is one child from the marriage, who is aged about 2 years. The allegations against the petitioner are of demand of dowry and cruelty. The petitioner states that he is ready and willing to settle the dispute with the complainant and bring her to the matrimonial home.

Notice of motion for 24.08.2022.

On the oral request of learned counsel for the petitioner, the complainant is impleaded as respondent No.2. He undertakes to file the amended memo of parties within three days. On his doing so, let notice be issued to respondent No.2-complainant for the date fixed.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

Learned counsel for the petitioner contends that in pursuance of

the interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel submits that the petitioner has joined the investigation and his custodial interrogation is not required.

It may also be mentioned here that although the complainant was also impleaded as respondent No.2 but she had refused to accept the service of summons and has not joined the proceedings. The petitioner has joined the investigation.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 30.05.2022 is made absolute.

The petition stands allowed.

(VIVEK PURI)
JUDGE

27.10.2022

Janki

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