

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.204

CRM-M-23257-2022

Date of decision: 08.09.2022

Kulvir Singh

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. A.S. Samra, Advocate, for the petitioner.

Mr. Navneet Singh, Sr. DAG, Punjab.

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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.20 dated 21.04.2022 registered under Sections 406 and 498-A IPC at Police Station City Mehal Kalan, District Barnala.

On 26.05.2022, this Court had passed the following order:-

“Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case on account of a matrimonial discord between the petitioner and the complainant; the petitioner has no other criminal case pending against him; similarly placed co-accused who are the parents of the petitioner have been granted anticipatory bail by the Trial Court; the complainant left the matrimonial home due to temperamental differences between the petitioner and the complainant; the allegations of beatings by the petitioner are false with no backing of any medical evidence; the petitioner is ready to return all admitted articles of *Istridhan*; the petitioner is also ready and willing to amicably resolve the matrimonial dispute with the complainant and that he is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Ms. Gunkirat Kaur, Assistant
Advocate General, Punjab, accepts notice

on behalf of the respondent-State.

For arguments, adjourned to 08.09.2022.

Before the adjourned date the petitioner shall implead the complainant.

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.20 dated 21.04.2022 registered under Sections 498-A and 406 IPC at Police Station Mehal Kalan, district Barnala, he shall be released on *ad interim* anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

It is the further submitted that the matrimonial dispute between the parties has been settled.

In view of the submissions made on behalf of the petitioner in the afore-quoted order; the statement made on behalf of the State that the custodial interrogation of the petitioner is not required and that the matrimonial dispute between the parties has been settled, the interim order of this Court dated 26.05.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

September 08, 2022
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No