

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

(Sr. No. 104)

CRM-M No. 24854 of 2022

Date of decision : 31.08.2022

Satnam Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Ms. Gurkanwal Kaur, Advocate for
Mr. Deepak Arora, Advocate for the petitioner.
Mr. Navneet Singh, Senior DAG, Punjab.
Mr. Vipin Mahajan, Advocate for respondent No.2-complainant.

* * *

DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.89 dated 21.08.2021 registered under Sections 498-A and 34 IPC read with Section 406 IPC (added later on) at Police Station Kalanaur, district Gurdaspur.

The petitioner is being prosecuted for having harassed the complainant for bringing insufficient dowry and for treating her with cruelty as also for giving her beatings.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case on account of marital discord between the petitioner and the complainant; the petitioner has no other criminal antecedents; the allegations of demand of dowry and retention of complainant's *Istridhan* are false; similarly, the allegations of the petitioner

treating the complainant with cruelty are also incorrect; the petitioner and the complainant have amicably resolved all their disputes and as a result whereof the petitioner and the complainant are now living happily as man and wife and that in the light of the afore submissions the petitioner's custodial interrogation is not necessary.

Learned State counsel as also learned counsel for respondent No.2 - complainant acknowledge the fact that the petitioner and the complainant have amicably resolved all their matrimonial disputes and that they are presently living happily together as man and wife.

After considering the above submissions made on behalf of the petitioner and particularly because the petitioner and the complainant have amicably resolved all their matrimonial disputes and are presently living together as man and wife, this Court is of the opinion that custodial interrogation of the petitioner is not necessary.

Resultantly, 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.89 dated 21.08.2021 registered under Sections 498-A and 34 IPC read with Section 406 IPC (added later on) at Police Station Kalanaur, district Gurdaspur, he shall be released on anticipatory bail to the satisfaction of the Arresting Officer.

The petition is allowed in the above terms.

31.08.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No