

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.213-2

CRM-M-35768-2022

Date of decision: 31.10.2022

Gurjent Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Ramandeep, Advocate,
for the petitioner.

Mr. Vinay Kumar Gupta, AAG, Punjab.

* * *

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.0156 dated 02.04.2022 registered under Sections 406 and 498-A IPC at Police Station Sohana, District S.A.S. Nagar, Mohali.

On 16.08.2022, 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; there is no other criminal case pending against the petitioner; the allegation of demand of dowry and giving of beatings are absolutely vague and unsubstantiated; the dispute between the petitioner and the complainant was on account of temperamental differences between them; the petitioner is ready and willing to return to the complainant all admitted articles of dowry/her istridhan and that the petitioner 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 31.10.2022.

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.156 dated 02.04.2022 registered under Sections 406 and 498-A IPC at Police Station Sohana, District S.A.S. Nagar, 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 petitioners have joined the investigation.

After considering the fact that in terms of the afore-quoted order passed by this Court the petitioner has joined the investigation, this Court is of the opinion that the custodial interrogation of the petitioner is not required by the State and accordingly the interim order of this Court dated 16.08.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

October 31, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No