

CRM-M-38128-2022

Date of Decision: 06.12.2022

Rohit Kumar

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJPresent:- Mr. A.K. Garg, Advocate
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. Akashdeep Miglani, Advocate
for the complainant-deceased.

RAJESH BHARDWAJ, J. (Oral)

Status report by way of an affidavit of Gopal Singh, PPS, Assistant Commissioner of Police, CAW & C-Cell, Ludhiana has been filed on behalf of respondent-State, which is taken on record.

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.96 dated 24.05.2022 registered under Section 498-A IPC at Police Station Women, District Police Commissionerate, Ludhiana.

By virtue of the order dated 26.08.2022 while granting interim protection, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that in pursuance to the order dated 26.08.2022, the petitioner has joined the investigation and fully cooperated and thus, the interim order may kindly be made absolute.

Learned State counsel on instructions from ASI Davinder Pal Singh, has affirmed the fact that the petitioner has joined the investigation and submitted that he is no more required for further investigation.

Learned counsel for the complainant vehemently opposes the submissions made by learned counsel for the petitioner by contending that there are specific allegations against the petitioner.

After hearing learned counsel for the parties, I find that the allegations pertaining to the accused are for the offence under Section 498-A IPC, however the same deserves to be investigated.

In view of the above, the order dated 26.08.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

06.12.2022

P.Bhatt

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No