

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

(103)

CRM-M-48057-2021
Date of decision:- 02.08.2022

Neeru Bala

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Kanhiya Soni, Advocate for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana for State-respondent No.1.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 439(2) of the Code of Criminal Procedure, 1973 seeking cancellation of bail granted to respondents No.2 and 3 by learned Additional Sessions Judge, Rewari, vide order dated 02.09.2021, Annexure P-5, in case FIR No.12 dated 27.01.2021, registered for offences under Sections 498-A, 406, 506, 354 and 34 of the Indian Penal Code, 1860, at Women Police Station, Rewari, Annexure P-1.

Heard.

Sole ground on which cancellation of bail of accused-respondents No.2 and 3 has been sought is that the entire recovery of dowry articles has not been effected. Non recovery of disputed items cannot be a ground to deny or cancel bail. Reliance in this regard is placed upon the judgments of the Supreme Court in ***Rajesh Sharma and others Versus State of U.P. and another 2017 (3) RCR (Criminal) 836*** and ***Social Action Forum for Manav Adhikar and another Versus Union of India Ministry of Law and Justice and others 2018 (4) RCR (Criminal) 226.***

Petition is dismissed.

(SUVIR SEHGAL)
JUDGE

02.08.2022

Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No