

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

202

CRM-M-47624 of 2021
Date of decision:21.12.2022

Jagmeet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. A.D.S.Sukhija, Advocate
for the petitioner.

Mr. Ferry Sofat, Addl.A.G., Punjab.

Mr. P.S.Ahluwalia, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.147 dated 06.11.2021 registered under Section 498-A of the Indian Penal Code, 1860 at Police Station Mullanpur, District SAS Nagar (Annexure P-1).

Counsel for the petitioner submits that FIR (Annexure P-1) has arisen out of a matrimonial dispute. He submits that offence under Section 406, IPC has not been invoked and petitioner, who is the husband of the complainant, has joined the investigation in deference to the order dated 19.05.2022 passed by this Court.

Upon instructions from ASI Dalwinder Singh, State counsel has affirmed this fact and submits that petitioner has cooperated with the investigation process, which is complete and no recovery is to be effected from him.

Counsel for the complainant-respondent No.2 has vehemently opposed the petition.

As the FIR is an outcome of a marital discord and investigation has been concluded, this Court is inclined to accept the prayer made in the petition.

Without commenting on the merits of the case, present petition is allowed. Order dated 19.05.2022 is made absolute, subject to the fulfilment of conditions laid down in Section 438(2) Cr.P.C.

December 21, 2022

savita

(SUVIR SEHGAL)
JUDGE

<i>Whether Speaking/Reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes/No</i>