

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-48621 of 2021
Date of decision:19.07.2022

Prem Dass

... Petitioner

Vs.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Balkaran Singh Aulakh, Advocate
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

Mr. Himanshu Jain, Advocate
for respondent No.2.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 Cr.P.C., seeking grant of anticipatory bail to the petitioner in case FIR No.342 dated 03.09.2021 registered under Section 498-A of Indian Penal Code, 1860, at Police Station Patran, District Patiala (Annexure P-1).

On 30.11.2021, this Court passed the following order in the main case:-

“Counsel for the petitioner submits that FIR has been registered on account of a marital discord between the parties and the petitioner is willing to settle the dispute with his wife-complainant. He submits that the petitioner is ready to bear the litigation and travelling expenses on behalf of the complainant.

Petition has been opposed by the State counsel on the ground that at an earlier point, an FIR was registered by the complainant against the petitioner and her in-laws alleging demand of dowry as well as physical assault, which was cancelled because of the compromise effected between the parties.

List on 08.03.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.

Issue notice to the newly impleaded respondent for the date fixed.

Petitioner shall pay a sum of Rs.35,000/- to respondent No.2 on her appearance before this Court.”

In compliance of the said order, the petitioner has paid a sum of Rs.35,000/- towards litigation and travelling expenses to respondent No.2.

Upon instructions from ASI Paramjit Singh, State counsel submits that the petitioner has joined and cooperated with the investigation and is no longer required for custodial interrogation.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed and the order dated

30.11.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

July 19, 2022
savita

(SUVIR SEHGAL)
JUDGE

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