

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

CRM-M-54703-2021

Date of decision : 31.10.2022

Balwant Singh

..... Petitioner

versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Manpreet Singh Bhatti, Advocate
for the petitioner.

Mr. Harpreet Singh, Addl. AG, Punjab.

Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate and
Mr. Jagtar Singh Sidhu, Advocate
for the complainant.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.82 dated 20.10.2021, under Sections 406, 498-A, 420 and 120-B of the Indian Penal Code at Police Station Women, District Patiala.

Vide order dated 07.04.2022/16.08.2022, while granting interim protection, the petitioners were directed to join investigation.

Learned counsel for the petitioner has submitted that the offence under Section 376 IPC was added subsequently and this Court had granted interim to him to join investigation vide order dated 16th August, 2022. He submits that in pursuance to the same, petitioner has joined the investigation.

Learned counsel for the complainant has opposed the prayer made by learned counsel for the petitioner. He submits that recovery of the articles is yet to be effected.

Learned State counsel, on instructions, has affirmed the fact that the petitioner has joined the investigation. He has also submitted that recovery of dowry articles is yet to be effected.

After hearing counsel for the parties and perusing the record, it is apparent that the petitioner was granted interim bail by this Court earlier vide order dated 07.04.2022 and he has duly joined the investigation. Thereafter, the investigating agencies have added another Section 376 IPC and he again approached this Court and joined investigation in compliance of order dated 16.08.2022. Petitioner is serving in Army. The only ground that recovery of some dowry articles is yet to be effected, cannot be a ground to reject the anticipatory bail.

In view of the above, interim order dated 07.04.2022/16.08.2022 are made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

31.10.2022
m.sharma

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No