

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(213)

CRM-M-54683-2021

Date of decision: 04.04.2022

Mamta Rani and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Amit Sharma, Advocate for the petitioners.

Mr. Amandeep Singh Gill, Senior Deputy Advocate General,
Punjab.

...

SUVIR SEHGAL, J. (Oral)

While granting interim protection to the petitioners, this Court
passed the following order on 11.01.2022 in the main case:-

*“Instant petition has been filed under Section 438 of the
Code of Criminal Procedure, 1973 seeking anticipatory bail in
case FIR No.244 dated 16.12.2021 under Section 498-A of the
Indian Penal Code, 1860, registered at Police Station Dina
Nagar, Gurdaspur.*

*Counsel for the petitioners submits that the
petitioners are the in-laws of the complainant and FIR,
Annexure P-1, is a result of marital discord between their son
and the complainant. By referring to the joint affidavit dated
05.01.2022, counsel submits that the petitioners are ready to
return all the dowry articles as well as cash amount of Rs.1*

lac, allegedly entrusted to the petitioners, on their joining the investigation.

Notice of motion.

On asking of the Court, Mr. Prabhjot Singh Walia, AAG, Punjab accepts notice on behalf of respondent No.1-State.

List on 28.03.2022.

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

On their joining the investigation, the petitioners shall return the dowry articles and cash as deposed by them in their affidavit, which will be returned/handed over by the Investigation Officer to the complainant.”

Counsel for the petitioners submits that the petitioners have joined the investigation and returned the dowry articles and cash in terms of their affidavit dated 05.01.2022.

Upon instructions from ASI, Jagdish Singh, State Counsel has affirmed this fact that the petitioners have joined the investigation and submits that they are no longer required for custodial interrogation.

In view of above facts, but without commenting on the merits of the case, the present petition is allowed. Order dated 11.01.2022 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

04.04.2022
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No