

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54747-2021
Date of Decision: 22.03.2022

AMIR KHAN ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Ms. Sonu Kaur, Advocate for the petitioner.
Ms. Ruchika Sabherwal, AAG Punjab.
Mr. Rakesh Kumar Kachura, Advocate for
Mr. Ghulam Nabi Malik, Advocate for the complainant.
* * *

VIVEK PURI, J. (ORAL)

On 24.01.2022, following order was passed:

“The petitioner is seeking anticipatory bail in the case bearing FIR No. 8 dated 03.11.2021, under Sections 498-A/406 IPC, registered at Women Police Station Malerkotla, District Malerkotla.

Learned counsel for the petitioner contends that the FIR has been lodged as a counter blast to the petition for dissolution of marriage instituted by the petitioner and articles of *Istri Dhan* are in the possession of the complainant.

Notice of motion.

Mr. Davinderbir Singh, DAG, Punjab, accepts notice on behalf of the respondent-State and Mr. Ghulam Nabi Malik, Advocate has appeared on behalf of the complainant.

Adjourned to 22.03.2022.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he join the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel on the instructions of ASI Nirmal Singh has pointed out that the petitioner has joined the investigation and is no more required for custodial interrogation.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 24.01.2022 is made absolute.

The petition stands allowed.

22.03.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No