

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARHSr. No.: 208**Criminal Miscellaneous No.M-5181of 2022****Date of Decision:** April 13, 2023Jitender Pakhreria

..... PETITIONER(S)

*VERSUS*State of Punjab

..... RESPONDENT(S)

. . .

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

. . .

PRESENT: - Mr. Hitesh Chopra, Advocate for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

Mr. Munish Puri, Advocate for the complainant.

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Tribhuvan Dahiya, J (Oral)

Learned State counsel, on instructions from ASI Surinder Kumar, states that pursuant to the order passed by this Court, dated 23.11.2022, the petitioner has joined the investigation twice, but the alleged dowry articles have not been recovered from.

2. Learned counsel for the petitioner submits that the petitioner is not in possession of any of the dowry articles, and, therefore, could not have handed them over to the Investigating Agency.

3. Be that as it may, mere recovery of alleged dowry articles is not a ground to seek custodial interrogation of an accused.

4. In view thereof, the present petition is allowed. Interim order dated 23.11.2022 passed by this Court, is made absolute.

(Tribhuvan Dahiya)
Judge

13.04.2023

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