

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

Sr. No.102+211

**CRM-3319-2023 in/and
CRM-M-9483-2022 (O&M)**

Date of Decision: 25.01.2023

Salil Kataria

.... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Yogesh Goel, Advocate,
Mr. Sahildeep Singh Sidhu, Advocate and
Mr. Mayank Kalra, Advocate
for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

Mr. Vishavjeet, Advocate for
Mr. Tanvir Singh Grewal, Advocate
for respondent No.2.

TRIBHUVAN DAHIYA, J. (ORAL)

CRM-3319-2023

This is an application for placing on record recovery memo,
video clips and orders passed by this Court as Annexures P-15 to P-18.

Application is allowed subject to all just exceptions and
Annexures P-15 to P-18 are taken on record.

CRM-M-9483-2022 (O&M)

Learned State counsel, upon instructions from HC Mander
Singh, states that pursuant to the order passed by this Court, dated
07.03.2022, the petitioner has joined the investigation on 03.06.2022 and
again on 24.08.2022. He has got recovered dowry articles. A recovery memo

of the dowry articles *qua* ornaments, certificates and Aactiva Scooter bearing registration No.PB11 CN 3689 along with original RC, has also been placed on record as Annexure P-15. Learned State counsel further submits that some of the dowry articles are still to be recovered.

Merely because some of the alleged dowry articles remain to be recovered, is no ground to decline pre-arrest bail to the petitioner, nor custodial interrogation can be sought by the Investigating Agency for that purpose. The entrustment of the dowry articles itself is a matter of trial. Therefore, the facts are yet to be established.

In view thereof, the petition is allowed and interim order dated 07.03.2022, passed by this Court, is made absolute.

(TRIBHUVAN DAHIYA)
JUDGE

25.01.2023
Maninder

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