

201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15195-2023 (O&M)
Date of Decision: 25.09.2023

RAMAN KUMAR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Mayur Karkra, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

* * * *

VIVEK PURI, J. (ORAL)

1. On 08.05.2023, following order was passed:

“This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail to the petitioner in case FIR No.10 dated 8.2.2023 under Sections 406 and 498-A, IPC registered at Police Station Women Cell Patiala, District Patiala.

Mediation between the parties failed.

Adjourned to 25.9.2023, for arguments.

In the meanwhile, the petitioner shall join the investigation as and when called upon to do so by the Investigating Officer, and in the event of arrest he shall be released on interim bail to the satisfaction of Arresting Officer. The petitioner shall also abide by the conditions of Section 438 (2) Cr.P.C”

2. Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 05.02.2016 and a son has been born from the wedlock. The complainant had left the matrimonial house on 11.09.2020 and while leaving she carried all her jewellery items except one ‘*nath*’. She also took the minor child with her and Annexure P-2 is the writing executed by her in this regard. The petitioner is not in possession of any articles of *Istridhan*. In pursuance of the interim

directions, the petitioner has joined the investigation.

3. Learned State counsel, on instructions from ASI Sanjeev Kumar, has submitted that the petitioner has joined the investigation and his custodial interrogation is not required. However, some articles of *Istridhan* are still required to be recovered.

4. Be that as it may, the controversy as to whether the articles of *Istridhan* were entrusted to the petitioner and have been misappropriated by him will be a debatable and moot point during the course of trial. The petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

5. Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 08.05.2023 is made absolute.

25.09.2023

Janki

(VIVEK PURI)
JUDGE

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