

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

CRM-M-27651-2023

Date of Decision: 18.08.2023

KULDEEP SINGH**... PETITIONER****V/S****STATE OF PUNJAB AND ANOTHER****... RESPONDENT****CORAM: HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr. Umesh Aggarwal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

Mr. Sidhant Vermani, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

1. On 30.05.2023, following order was passed by the Co-ordinate

Bench:

“The petitioner-Kuldeep Singh has filed the present petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.16 dated 28.04.2023, registered under Sections 406, 498-A of IPC, at Police Station Women Cell, Amritsar.

Learned counsel for the petitioner, pointed out that the present FIR has been registered on the complaint of Damanpreet Kaur alleging his illicit relations with another lady namely Simranjit Kaur who is residing in U.K. As per her version, on account of her interference the matrimonial dispute started and she was ill-treated by her husband and in-laws family. It is pointed out that he has already joined the investigation and the gold ornaments as detailed in the bail application are already returned.

Notice of motion.

On the asking of this Court, Mr. Kunwarbir Singh, Assistant A.G. Punjab, accepts notice on behalf of the State. He conceded that the petitioner has joined the investigation and some of the dowry articles have been recovered vide recovery memo dated 04.05.2023 and 09.05.2023 respectively.

Considering the aforesaid facts, let notice be given to

respondent No.2 for 18.08.2023. In the meantime, arrest of the petitioner is stayed subject to the joining of investigation.

Status report be filed by the State before the date fixed. ”

2. Status report by way of affidavit of Rakesh Kumar, Assistant Commissioner of Police (Crime Against Women & Children), Amritsar City on behalf of the State has been taken on record.

3. Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

4. Learned State counsel, on instructions from ASI Hardev Singh, has submitted that the petitioner has joined the investigation and his custodial interrogation is not required.

5. Accordingly, the petition stands allowed and it is directed that in the event of arrest, the petitioner be released on bail to the satisfaction of the arresting officer and this order shall be further subject to the condition that the petitioner abides by the conditions as stipulated under Section 438(2) of the Cr.P.C.

18.08.2023

Janki

(VIVEK PURI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No