

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29036-2022
Date of Decision:-19.01.2023

Adil Dawra

.....Petitioner

Versus

State of Punjab and Anr.

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Sukhdeep Singh Sidhu, Advocate for the petitioners.

Mr. Arun Gupta, AAG, Punjab.

Mr. Ravish Bansal, Advocate for the complainant.

ALOK JAIN, J. (Oral)

Prayer is for grant of anticipatory bail in case FIR No.51 dated 01.05.2022 under Sections 406,354,354-A 34 of IPC and Section 4 of Dowry Prohibition Act, 1961 and 67, 67-A of Information Technology (Amendment) Act, 2008, District Fazilka, registered at Police Station Sadar Jalalabad.

Vide order dated 11.07.2022, parties were relegated to Mediation and Conciliation Centre to resolved their amicably and in the meanwhile the petitioner was protected to the extent that no coercive action shall be taken.

As per the report received from the Mediator, the matter could not be resolved despite holding joint as well as separate sessions.

Learned State counsel duly assisted by the counsel for the complainant, has opposed the confirmation of bail and submits that still

some recovery is yet to be effected. However, counsel for the petitioner submits that the situation is other way around and all the gift articles received from the complainant side have been returned but the gifts given to the girl by the petitioner and their relative are not being returned by the complainant side. At this stage, this Court is not inclined towards the said recoveries of articles from both the parties.

In view of above, the petition is allowed. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. In the event of arrest the petitioner shall be released on bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, the petitioner shall abide by the conditions of Section 438 (2) Cr.P.C. and is further imposed with the following conditions:-

1. That the petitioner shall made himself available for interrogation by a police officer as and when required to do so.
2. That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer.
3. That the petitioner shall not leave India without prior permission to the Court.

(ALOK JAIN)
JUDGE

19.01.2023

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1. Whether speaking/reasoned:- Yes/No
2. Whether Reportable:- Yes/No