

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

204

Criminal Misc. No. M-36297 of 2022

Date of decision :-01.08.2023

Balwinder Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. Naveen Batra, Advocate
for the petitioner.

Mr. Pankaj Khullar, AAG, Punjab.

Mr. Ajay Dhiman, Advocate for
Mr. Vijay Lath, Advocate
For respondent No.2/complainant.

NIDHI GUPTA J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.93 dated 13.7.2022, under Sections 406 and 498-A IPC, registered at Police Station Nangal, District Rupnagar (Annexure P-1).

On 18.8.2022, this Court had passed the following order

:-

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in the case on account of matrimonial discord between the petitioner and the complainant; the petitioner has no other criminal case pending against him; the allegations of demand of dowry and detention of the complainant's istridhan/documents by the

petitioner are vague and unsubstantiated; in any case, the petitioner undertakes to return all documents of the complainant in his possession as also the admitted articles of istridhan; the allegations of beatings are false and not supported by any evidence and that the petitioner is also ready and willing to join and cooperate with the investigation as and when called by the investigating agency.

Notice of motion.

Ms.Gunkirat Kaur, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 08.12.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.93, dated 13.07.2022, registered under Sections 406, 498-A IPC at Police Station Nangal, District Rupnagar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel, on instructions from PSI Jarnail Singh states that in terms of the order passed by this Court, reproduced above, the petitioner has joined the investigation and no further interrogation is required at this stage.

In view of the above, the order dated 18.8.2022 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join the

investigation and cooperate with the investigating agency in case he is required for the same in future as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the investigating agency that the petitioner is required for the investigation but is not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

August 01, 2023

Vijay Asija

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No