

2023:PHHC:148009
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205/A

CRM-M-37755-2023

Date of Decision: 21.11.2023

DILPREET SINGH @ DILPREET SINGH VIRK

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

Respondent

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Mohit Shukla, Advocate
for the petitioner.

Mr. Harpreet Singh, Addl. A.G., Punjab.

Mr. Harkaran Singh, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J. (ORAL)

1. By this petition filed under Section 438 Cr.P.C., the petitioner- Dilpreet Singh @ Dilpreet Singh Virk seeks the concession of 'anticipatory bail' upon FIR No.124 having been registered at Police Station City Rupnagar, District Rupnagar on 23.06.2023, alleging therein the commission of offences punishable under the provisions of Sections 498-A, 406 of the IPC.

2. As per the prosecution version, the petitioner is husband of the complainant. The marriage of the petitioner was solemnized with the complainant-respondent No.2-Samridhi Dhariwal on 14.03.2021 and a sum of Rs.16 lakh was spent on the marriage, by the parents of complainant-respondent No.2. After the marriage, petitioner and complainant-respondent No.2 lived together as husband and wife. However, the complainant-wife was being harassed on several occasions on account of bringing less dowry. There

are allegations against the petitioner that he was addicted of medical intoxicants and due to this, he used to abuse and physically harass the complainant-wife. Due to the said harassment and demand of dowry by the petitioner, the father of the complainant-wife suffered a heart attack on 25.06.2021 and ultimately, the complainant-wife was turned out of her matrimonial home on 13.10.2021.

3. On 28.08.2023, the following order was passed by the Coordinate Bench of this Court:-

“Mr. Harkaran Singh, Advocate, has appeared on behalf of the complainant in this case and has submitted his power of attorney in the Court and the same is taken on the record.

Learned State counsel seeks some more time to file the Status-Report in this petition and he has also submitted the copies of the medical-record(placed on the file of the connected matter bearing CRM-M No.35322 of 2023) of the complainant wherein the Consent-Form for abortion, as purported to have been signed by her (complainant), is also annexed.

Adjourned to 21.11.2023.

At this stage, learned counsel for the petitioner submits that the petitioner is ready to return all the dowry/gift articles to the complainant.

In these circumstances, the petitioner is directed to join in the investigation on 12.09.2023 at 10.00 A.M. sharp and in the event of his arrest, he shall be released on interim bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of the Arresting/Investigating Officer.

However, the petitioner shall continue to join in the investigation as and when so required, even after 12.09.2023 and shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C.

4. Learned State counsel, on instructions from ASI Sukhwinder Singh, who is present in Court today to assist him submits that the petitioner has joined the investigation in pursuant to the last order dated 28.08.2023 and presently his custodial interrogation is not required.

5. Keeping in view the reasons recorded in the order dated 28.08.2023 and the aforesaid facts and circumstances, the petition is allowed and the aforesaid order dated 28.08.2023 is made absolute subject to the conditions laid down therein.

(HARPREET KAUR JEEWAN)
JUDGE

21.11.2023
P.Bhatt

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