

Date of decision: 15.11.2023

VERSUS

...RESPONDENT

Renu Bala
2023.11.17 15:50
I attest to the accuracy and
integrity of this document

petitioner, complainant i.e. Sheetal, daughter of Ramesh Chand, resident of #1233, Block-10, Adarsh Nagar Nayagaon, District SAS Nagar, Punjab is impleaded as respondent No.2. Registry to carry out the necessary correction in the memo of parties.

4. Notice of motion.

5. Ms. Ruchika Sabherwal, DAG, Punjab, accepts notice on behalf of the respondent-State.

6. Mr. Suresh Kumar Arya, Advocate, has put appearance on behalf of the complainant/respondent No.2.

7. Learned counsel for the complainant has sought to deny the allegations as put forth by the petitioner but has submitted that the complainant is not averse to explore the possibility of amicable settlement between the parties.

8. The parties are directed to appear before the Mediation and Conciliation Centre of this Court on 19.09.2023.

9. The report be awaited for 15.11.2023.

10. In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of interim directions and whatsoever articles of *Istri Dhan* were in his possession have been handed over to the Investigating Agency.

4. On instructions from ASI Shashbir Singh, learned State counsel submits that the petitioner has joined the investigation but the golden jewellery weighing 2.5 tolas is yet to be recovered. Besides, recovery of a car and cash to the tune of Rs.3,00,000/- is to be effected.

5. Learned Senior counsel appearing on behalf of the complainant submits that car was received by the complainant in a draw of lots held by a

CRM-M-41447-2023

-3-

shopping mall but the vehicle was wrongly got registered by the petitioner in his own name. The vehicle is to be recovered and the complainant has been shunted out from the rented accommodation wherein she was residing and presently she is residing in her parental house.

6. It has not been disputed that the car has been registered in the name of the petitioner. Be that as it may, the controversy as to whether the articles of *Istri Dhan* were entrusted to the petitioner and have been misappropriated by him and further as to who is the actual owner of the car will be a debatable and moot point during the course of trial.

7. In view of the aforesaid submissions, the order dated 22.08.2023, granting interim bail to the petitioner is made absolute.

8. The petition is allowed.

15.11.2023

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(VIVEK PURI)
JUDGE

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