

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

**CRM-M No.47738 of 2023
Date of Decision: 05.10.2023**

Piyush Dhami

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

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

Mr. Virat Rana, AAG, Punjab,
for the respondent-State.

Mr. Shoryaveer Vashist, Advocate,
for the complainant.

* * * *

MEENAKSHI I. MEHTA, J.(ORAL)

The petitioner herein has sought the permission to visit Kenya, a Country in East Africa, during the period from 01.10.2023 till 10.11.2023 in connection with his official work, while averring that he has been arraigned as accused in the criminal case arisen out of FIR No.4 registered on 22.01.2023 at Police Station Women Patiala, under Sections 406 & 498-A IPC and he has moved a petition, **CRM-M No.12374 of 2023**, in this Court for seeking the relief of anticipatory bail, which is scheduled to be listed on 16.11.2023.

2. Learned counsel for the complainant opposes the above-referred prayer of the petitioner on the ground that some gold jewellery items are yet to be recovered from him (petitioner).

3. At this stage, learned counsel for the petitioner submits that the petitioner be permitted to visit Kenya during the period from 11.10.2023 to

10.11.2023 and after returning from there, he would join in the investigation before 16.11.2023 and will co-operate with the Investigating Agency.

4. As per the Letters Annexures P-6 & P-7, the employer of the petitioner, Ernst & Young LLP, intends to send him to Kenya for some official work. It being so, the pendency of the criminal case under reference, having its genesis in the matrimonial dispute between him (petitioner) and the complainant, should not be construed to a cogent and valid ground to decline his afore-mentioned prayer. However, keeping in view the above-discussed objection as raised by learned counsel for the complainant, this Court deems it appropriate to impose some stringent conditions upon him while granting him the permission to go abroad (Kenya).

5. Resultantly, the petitioner is allowed to visit Kenya, during the period from 11.10.2023 to 10.11.2023, subject to his furnishing the security, by way of depositing a Fixed Deposit Receipt worth Rs.6 (six) lac, in his own name, with the Area/Duty Magistrate concerned which shall remain deposited as such, till the decision of his afore-said bail petition by this Court. It is clarified that in the eventuality of his over-staying abroad, the said amount shall stand forfeited and he shall also submit the true/duly attested copy of his Passport in this Court on 16.11.2023, i.e the date as fixed in the above-said Bail Petition. The petition in hand stands disposed of accordingly.

05.10.2023

seema

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No