

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

Sr. No.201 (3)

**CRM-M No. 55783 of 2022
Date of decision : 31.01.2023**

Iftkar Khan

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. B.S. Aulakh, Advocate for the petitioner.

Mr. Arun Luthra, DAG, Punjab.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 87 dated 05.08.2021 registered under Sections 323, 341, 506 and 34 IPC (Section 498-A IPC added later on) at Police Station Sadar Ahmedgarh, District Malerkotla.

On 16.12.2022, this Court had passed the following order : -

“The petitioner is seeking anticipatory bail in the case bearing FIR No. 87 dated 05.08.2021 under Sections 323/341/506/34 and 498-A IPC (added later on) registered at Police Station Sadar, Ahmedgarh, District Malerkotla.

Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the complainant on 23.05.2010. There are general and vague allegations levelled in the FIR against the petitioner with regard to the incident dated 02.08.2021. The petitioner was not present at the place of occurrence. The parents and sisters of the petitioner have been granted interim bail by this Court.

Notice of motion.

Mr. Iqbal Singh Mann, DAG, Punjab, accepts notice on behalf of respondent No.1-State.

Adjourned to 31.01.2023.

To be heard along with CRM-M-44418-2022.

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.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner as have been recorded in the afore-quoted order and the statement made on behalf of the State, subject to the petitioner abiding by the conditions provided under Section 438 (2) Cr.P.C., the order of this Court dated 16.12.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

31.01.2023*sunil yadav***(DEEPAK SIBAL)
JUDGE**

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