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

CRM-M-18-2024

Date of decision: 24.07.2024

Rakesh Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Preetwinder Singh Dhaliwal, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Shivam Sharma, Advocate
for the complainant/respondent No.2.**HARPREET SINGH BRAR, J. (ORAL)**

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No.205 dated 05.09.2023 under Sections 498-A/506 of IPC (Section 201 of IPC added vide order dated 22.4.2024) registered at Police Station City Sunam, Police District Sangrur.

On 04.01.2024, the following order was passed:-

'The present petition has been filed by the petitioner under Section 438 of Cr.P.C. seeking grant of anticipatory bail in case bearing FIR No.205, dated 05.09.2023 registered under Sections 498-A and 506 of IPC at Police Station City Sunam, District Sangrur on the basis of written complaint filed by the respondent No.2 alleging therein that she was married with the petitioner on 20.02.2022 and this was second marriage of both the parties. Shortly after her marriage, the petitioner and her mother-in-law started harassing and taunting her. Her dowry articles were kept by her mother-in-law and now she is residing with her parents.

It is submitted by learned counsel for the petitioner that it was only due to temperamental differences and there was matrimonial disputes between the parties. The allegations do not make out case any commission of offence under Sections 498-A and 506 of IPC. He is ready and willing to join investigation.

Notice of motion for 21.02.2024.

On asking of the Court, Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of the respondent-State.

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In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when required subsequently. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on ad interim bail subject to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Learned State counsel on instructions from ASI Darshan Singh, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant/respondent No.2 has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that dowry articles have not been returned by the petitioner till date.

In view of the statement of learned State counsel, order dated 04.01.2024 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

24.07.2024*Neha*

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