

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-3979-2024
Date of decision: 23.04.2024

VIKRAMJEET GARG

...PETITIONER

V/s

STATE OF PUNJAB

....RESPONDENT

CORAM: HON’BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Mohd. Yousaf, Advocate
for the petitioner.

Mr. Anup Singh, AAG, Punjab.

Mr. Ishan Gupta, Advocate
for the respondent.

SUMEET GOEL, J.

1. Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.15 dated 23.12.2023, registered for the offences punishable under Section 498-A of IPC at Police Station Women Sangrur, District Sangrur.

2. On 24.01.2024, the following order was passed:-

“The present petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.15 dated 23.12.2023, under Section 498-A IPC, registered at Police Station Women Sangrur, District Sangrur. Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the present case. Moreover, the petitioner is ready to join the investigation.

Notice of motion.

On asking of the Court, Mr. Amish Sharma, AAG, Punjab, accepts notice on behalf of the respondent/State.

Mr. Ishan Gupta, Advocate, has put in appearance on behalf of the complainant by filing Memo of Appearance in the Court today and the same is taken on record. He submits that dowry articles are yet to be recovered from the petitioner.

Adjourned to 19.04.2024.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438(2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

3. Learned State counsel, on instructions from ASI Gurdev Singh, has stated that pursuant to the order dated 24.01.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4. In view of above, the present petition is allowed and interim order dated 24.01.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
5. Learned counsel appearing for the complainant has vehemently opposed the grant of anticipatory bail to the petitioner by arguing that the allegations made against the petitioner are serious in nature and hence he ought not to be granted the concession of anticipatory bail.
6. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
7. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 438(2) Cr.P.C., 1973 or upon showing any other sufficient cause.
8. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
9. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

April 23, 2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No