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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9650-2024 (O&M)
Date of Decision: 04.04.2024

Raman Kumar
Vs.
State of Punjab and another

.. Petitioner

..Respondents

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Mukesh Kumar Bhatnagar, Advocate for the petitioner.

Mr. Yuvraj Singh Tiwana, Asstt. A.G., Punjab.

Mr. Simranjit Singh, Advocate for respondent No.2.

...

SUMEET GOEL, J. (Oral)

1. This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No. 0003 dated 06.01.2024 registered for offences punishable under Section 498-A of IPC at Police Station Sadar Gurdaspur, District Gurdaspur.
2. On 04.03.2024, the following order was passed:-

“Apprehending his arrest in FIR No. 0003 dated 06.01.2024 registered for offences punishable under Sections 498-A of IPC at Police Station Sadar Gurdaspur, District Gurdaspur, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Notice of motion

On the asking of the Court, Mr.Adhiraj Singh Thind, AAG, Punjab appears and accepts notice on behalf of the respondent-State.

Inter alia contends that the FIR in question arises out of a matrimonial discord; petitioner is willing to return all the dowry articles; petitioner is also ready for one time amicable settlement with the complainant-wife & is willing to join investigation and cooperate therein.

The petitioner is directed to appear before the Investigating Officer on 11.03.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on

interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 438(2) of the Cr.P.C.
Adjourned to 02.04.2024.”

3. Learned State counsel, on instructions from ASI Bakshish Singh, has stated that pursuant to the order dated 04.03.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4. In view of above, the petition is allowed and interim order dated 04.03.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
5. This order should not be treated as “blanket” order. It will not be interpreted as 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.
6. 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.
7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

04.04.2024

(SUMEET GOEL)
JUDGE

Jasmine Kaur

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No