



Sr. No.101+208
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-37836-2024 in/and
CRM-M-11820-2024
Date of decision: 19th September 2024

MANDEEP SINGH**Petitioner**

versus

STATE OF PUNJAB AND ANR**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. G.S. Verma, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab,
assisted by HC Rahul Kumar.

Mr. Ramandeep, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J. (ORAL)

CRM-37836-2024

Allowed as prayed for.

List of dowry articles, which are yet to be recovered from the
petitioner, is taken on record as Annexure R-2/1, subject to all just exceptions.

CRM-M-11820-2024

1. The instant petition has been filed under Section 438 of the Code of
Criminal Procedure, 1973, for grant of anticipatory bail to the petitioner in case
FIR No.02 dated 22.01.2024, under Sections 406, 498-A IPC, 1860, registered at
Police Station Women, Patiala, District Patiala (Annexure P-1).

2. As per the order dated 06.03.2024, the matter was referred to
Mediation. As per the report received from the Mediator, mediation failed.



3. As per the order dated 21.05.2024, the petitioner was directed to join the investigation and the order granting interim bail to the petitioner was passed.

4. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the aforesaid order dated 21.05.2024.

5. The counsel appearing on behalf of the respondent No.2 contends that the recovery of complete dowry articles has not been effected from the petitioner. The articles which are yet to be recovered from the petitioner are detailed in Annexure R-2/1.

6. However, learned State counsel, on instructions from HC Rahul Kumar, confirms that the petitioner has joined investigation and also contends that his further custodial interrogation is not required. He further confirms that recovery has been effected from the petitioner.

7. The petitioner has joined investigation and his further custodial interrogation is not required by the Investigating Agency. As per the learned State counsel, recovery has been effected from the petitioner. The allegations and counter-allegations between the parties are a matter of trial.

8. In view of the above facts and in view of the reasons recorded in the order dated 21.05.2024, the present petition is allowed and the order dated 21.05.2024, granting interim bail to the petitioner is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

9. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

10. However, liberty is reserved in favour of the State/respondent No.2 to move for cancellation/recalling of the order in case the petitioner violates any



condition stipulated under Section 438 (2) Cr.P.C., or upon showing any other sufficient cause.

11. Pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

19th September 2024
simran

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>