



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

202

CRM-M-28100-2023 (O&M)
Date of decision: 19.11.2024

ANUBHAV SHARMA

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

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

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

Mr. Siddharth Sharma, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN , J.

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.13 dated 15.03.2023 under Sections 406, 498-A IPC registered at Police Station Women Cell, District SAS Nagar.
2. The petitioner was directed to join the investigation, as per the order dated 22.08.2023 passed by the Coordinate Bench of this Court.
3. Learned counsel appearing on behalf of the respondent-State confirms that the petitioner has joined investigation. He submits that as per the order dated 06.12.2023 passed by the Coordinate Bench of this Court, the mobile phone of the petitioner has been handed over to the Investigating Officer, which



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has been sent for forensic analysis. However, report qua the said mobile phone is still awaited.

4. I have heard learned counsel for the parties and perused the relevant documents.

5. The allegations against the petitioner are matter of trial. The petitioner and respondent No.2 both are major. There is no apprehension of absconding of the petitioner since the petitioner is serving in Indian Air Force and shown his readiness and willingness to join the investigation as and when required.

6. In view of the reasons recorded in the order dated 22.08.2023 and keeping in view the fact that the petitioner has joined investigation, the present petition is allowed and the order dated 22.08.2023, granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

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

8. Liberty is reserved in favour of the State/complainant to move for cancellation/recall 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.

9. All the pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

19.11.2024

P.Bhatt

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No