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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29654-2024
Date of decision: 05.08.2024

NAVNEET KUMAR

V/S

...PETITIONER

STATE OF PUNJAB

...RESPONDENT

CORAM: HON’BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Shantanu Bansal, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

HARPREET SINGH BRAR J. (ORAL)

1. Through instant petition, the petitioner is seeking anticipatory bail in case FIR No.34 dated 03.05.2024 registered under Sections 406 and 498-A of IPC at Police Station Women Patiala, District Patiala.

2. On 11.06.2024, following order was passed:

“Instant petition has been filed under Section 438 C.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.34 dated 03.05.2024 registered under Sections 406 and 498-A IPC at Police Station Women Patiala, District Patiala.

Learned counsel for the petitioner contends that the allegations levelled in the FIR are that the accused/petitioner herein in connivance with the other accused-family members had been harassing the complainant on account of dowry demand. He further contends that the demand for a car, or in the alternative a sum of Rs.7,00,000/- was raised after the marriage and on failure to fulfill the same, the complainant was turned out of the house, whereas the complaint came to be filed only after a lapse of about 11 months. Though, the offence of cruelty can be said to constitute cause of action, however, the fact



that no complaint for alleged acts of cruelty was ever made along with delay in making the complaint fortifies the fact that FIR in question is a product of afterthought.

Notice of motion.

Mr. Amit Kumar Goyal, Addl. AG Punjab accepts notice on behalf of the respondent-State.

Adjourned to 05.08.2024.

Meanwhile, the petitioner is directed to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

3. Learned State counsel, on instructions from ASI Mandir Singh, submits that in compliance of order dated 11.06.2024 passed by this Court, the petitioner has joined the investigation on 08.07.2024 and is not required for further custodial interrogation.
4. Keeping in view the statement made by learned State Counsel, the order dated 11.06.2024, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) Cr.P.C.
5. The petition is accordingly disposed of.
6. Nothing observed hereinabove shall be construed to be an expression of opinion by this Court lest it may prejudice the trial. The learned trial Court is directed to proceed with the trial on its own merits, strictly in accordance with law.

August 05, 2024
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(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No