



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-36252-2024 (O&M)
Date of Decision: 06.11.2024

RAHUL RANA

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. M.S. Saini, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

HARPREET KAUR JEEWAN, J.

1. The instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail to the petitioner in case FIR No.43 dated 03.05.2024, under Sections 498-A, 406, 506, 120-B IPC, 1860, registered at Police Station City Morinda, District Rupnagar.
2. On 30.07.2024, this Court passed the following order and directed the petitioner to join the investigation:
 2. Learned counsel for the petitioner inter alia contends that the marriage was solemnized during the Covid-19 pandemic period and no dowry articles were entrusted to the petitioner at the time of marriage. However, he is still ready to co-operate with the investigation by joining the same and would also co-operate for recovery of the dowry articles, if any, in his possession.
 3. Notice of motion.



4. On advance notice, Ms. Himani Arora, A.A.G., Punjab, appears on behalf of the respondent-State and seeks time to file status report.

5. Adjourned to 19.09.2024.

6. In the meanwhile, the petitioner is directed to join investigation within ten days and in the event of arrest, he shall be released on interim bail, on his furnishing bail bonds and surety bonds to the satisfaction of the arresting officer/Area Magistrate and also subject to the following conditions:-

(i) That the petitioner shall further make himself available for interrogation by a police officer as and when required.

(ii) That the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.

(iii) That the petitioner shall not leave India without the prior permission of the Trial Court/CJM concerned.

7. In view of the directions given by Hon'ble the Apex Court, vide judgment dated 18.03.2021, in *Aparna Bhat and others vs. State of Madhya Pradesh and another* [SLP (Criminal) No. 2531-2021)], a copy of the present order be supplied to the complainant by the investigating officer.'

3. Status report dated 05.11.2024 by way of an affidavit of Jatinderpal Singh, PPS, Dy. Superintendent of Police, Sub-Division Morinda, District Rupnagar filed on behalf of the respondent-State, is taken on record.

4. Learned State counsel has informed that as per the report of ASI Kashmir dated 04.11.2024, intimation has been given to the complainant in terms of the order dated 30.07.2024 passed by this Court.

5. Learned State counsel has further informed that the petitioner has joined the investigation in terms of the order dated 30.07.2024 passed by this Court, however recovery of *istridhan* and other dowry articles is yet to be effected.

6. I have heard the aforesaid submissions and perused the relevant documents.

7. In view of the aforesaid facts and the reasons recorded in the order dated 30.07.2024 and keeping in view the fact that the petitioner has joined the investigation; the allegations and counter-allegations between the petitioner and the complainant are matter of trial and the relief cannot be declined to the



petitioner merely on the ground of non-recovery of complete dowry articles, the present petition is allowed and the order dated 30.07.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

8. It is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

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

(HARPREET KAUR JEEWAN)
JUDGE

06.11.2024

P.Bhatt	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No