



was served upon the petitioner. As such, he is entitled to anticipatory bail in view of the directions issued by the Hon'ble Supreme Court in Md. Asfak Alam Vs. State of Jharkhand and another, 2023 (3) RCR (Criminal) 754. It is further contended that there is no possibility of the petitioner fleeing from justice and pre-trial detention would cause irreparable loss, mental agony, embarrassment and humiliation to the petitioner as well his entire family.

Notice of motion for 16.10.2024.

Keeping in view the ratio of law enunciated by the Hon'ble Supreme Court in Arnesh Kumar Vs. State of Bihar, (2014) 8 SCC 273, Arnab Manoranjan Goswami Vs. State of Maharashtra, (2021) 2 SCC 427, Satender Kumar Antil Vs. CBI, (2022) 10 SCC 51, Siddharam Satlingappa Mhetre Vs. State of Maharashtra and ors., 2010 SCC OnLine SC 1375 and Shri Gurbaksh Singh Sibbia Vs. State of Punjab, (1980) 2 SCC 565, the petitioner is directed to appear before Investigating Officer within a period of two weeks from today and thereafter, as directed by the Investigating Officer. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing bail/surety bonds to the satisfaction of investigating/arresting officer and the petitioner shall co-operate in the investigation.

If the arresting officer does not permit the petitioner to join the investigation, the petitioner would appear before the learned Illaqa Magistrate, who would then summon the arresting officer and direct him to join the petitioner in the investigation, in terms of the order of this Court.

Nothing observed hereinabove shall be construed as an expression of opinion by this Court and the trial Court shall decide the same on its own merits, strictly in accordance with law."

3. Mr. Harvinder Singh Maan, Advocate has put in appearance on behalf of the complainant and filed his *vakalatnama* which is taken on record. Registry is directed to tag the same at the appropriate place. Learned counsel vehemently opposes the prayer made by the petitioner on the ground that all



the dowry articles are lying in the matrimonial home and the complainant was taken by her parents with the help of local police.

4. Learned State counsel, on instructions from ASI Amrik Singh, submits that in compliance of order dated 06.09.2024 passed by this Court, the petitioner has joined the investigation and is also required for further custodial interrogation.

5. Keeping in view the statement made by learned State Counsel, the order dated 06.09.2024, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 482 (2) BNSS.

6. The petition is accordingly disposed of with a direction to the petitioner to again join investigation as and when called by the investigating officer.

7. 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.

October 16, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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