



CRM-M-56764-2023 (O&M)

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**210 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-56764-2023 (O&M)

DATE OF DECISION : 09.05.2024

DEEPAK SHUKLA

... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Rahul Rampal, Advocate for the petitioner.
Ms. Himani Arora, A.A.G., Punjab.

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

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. 211 dated 01.10.2023 under Sections 406, 498-A of the Indian Penal Code, 1860, registered at Police Station Division No.6, District Ludhiana.

2. On 09.11.2023 following order was passed:

“Learned counsel for the petitioner at the outset would contend that the petitioner is ready to amicably settle the matter as also to return all istridhan articles.

Notice of motion.

On the asking of the Court, Mr. Adhiraj Singh Thind, AAG Punjab accepts notice on behalf of the State-respondent No.1.

Let notice be issued to respondent No.2 returnable 23.01.2024.

Meanwhile, the petitioner is directed to join investigation as and when called for. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing adequate surety and personal bonds to the satisfaction of the Arresting Officer. The petitioner shall also abide by all the terms and conditions as specified in Section 438(2) of the Code of Criminal Procedure, 1973. ”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the order passed by the Co-

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ordinate Bench of this Court. The petitioner has further submitted an affidavit in the Court, which is taken on record, wherein following averments have been made:-

“That as per the directions of this Hon’ble Court, deponent had joined investigation with investigating officer in case/FIR No. 211 dated 01.10.2023, under Sections 406, 498-A IPC, 1860, Police Station Division No.6, District Ludhiana and has co-operated in the investigation and deponent/petitioner does not any dowry articles in his custody.”

4. Learned State counsel, on instructions from ASI Gurjinder Singh, has confirmed that the petitioner has joined the investigation and recovery of certain articles has also been effected.

5. In view of the aforesaid facts and the reasons recorded in the order dated 09.11.2023 and keeping in view the fact that the petitioner has joined investigation, his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 09.11.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

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

09.05.2024
Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No