

Present: Sh. Pankaj Bedi, Advocate for applicant/accused.

Ms. Taranvir Kaur, Additional Public Prosecutor for the State  
assisted by ASI-Dharam Singh, No.427/SBS Nagar, PS Kathgarh.

**ORDER:**

Record received.

2. ASI-Dharam Singh, No.427/SBS Nagar, PS Kathgarh has suffered statement that accused Sukhneet has joined investigation in case FIR No.18, dated 20.03.2020, under Sections 406/498-A IPC, PS, Kathgarh but recovery has not yet been effected and he is no longer required for investigation in the present case. Recorded separately.

3. Learned Additional Public Prosecutor has opposed the present bail application contending that though the applicant/accused has joint investigation but various dowry articles of daughter of complainant are yet to be recovered.

4. Learned counsel for applicant/accused has vehemently argued that as per directions of this Court, applicant/accused has joined investigation. He has further argued that as per statement suffered by ASI-Dharam Singh, No.427/sBS Nagar, applicant/accused is no more required for investigation. He has further argued that nothing is to be recovered from the applicant/accused as the FIR is silent as to which dowry articles was entrusted to him. Lastly, he has prayed to grant anticipatory bail to applicant/accused.

5. I have considered the contentions raised by learned counsel for applicant/accused and learned Additional Public Prosecutor for the State.

6. As per allegations of prosecution, applicant/accused

alongwith other co-accused harassed the daughter of complainant and dowry articles, furnitures, clothes and istridhan of daughter of complainant are in possession of the accused but perusal of FIR reveals that nothing has been mentioned as to which dowry articles was entrusted to which accused. It is also not mentioned in the FIR that the said dowry articles/istridhan of daughter of complainant were demanded back by daughter of the complainant or that same has been misappropriated by the applicant/accused. The allegations of entrustment of dowry articles/istridhan are general in nature and said entrustment is yet to be established, which can be proved only on leading evidence. Moreover, as per statement of ASI-Dharam Singh, No.427/SBS Nagar, PS Kathgarh, applicant/accused has already joined investigation and he is no more required for investigation. In these circumstances, without commenting upon the merit of the case present bail application is allowed subject to the conditions also imposed vide order dated 16.04.2020. Hence, order dated 16.04.2020 is made absolute. File be consigned to the Record Room. Record be returned.

**Pronounced.**  
**01.06.2020.**

*-Vinay-*

**Randhir Verma,**  
**Additional Sessions Judge(D),**  
**Shaheed Bhagat Singh Nagar.**  
**(UID No.PB-0165)**