

**IN THE COURT OF SH. SANDEEP SINGH JOSSAN (PB0150)
ADDITIONAL SESSIONS JUDGE, HOSHIARPUR.**

**BA No. 3090/2022
CNR No.PBHO010088402022
Decided on: 20.12.2022**

State of Punjab

Versus

Deepak Sharma, aged about 36 years, S/o Sham Saroop, R/o village
Nikku chak, Tehsil Mukerian, Distt. Hoshiarpur.

FIR No. 108, dated 24.11.22,
U/s 498-A, 406 IPC, 1860 ,
PS Talwara, Distt. Hoshiarpur .

Bail application U/s 438 Cr.P.C.

Present: Sh.T.S. Grewal, cl for the applicant.
Addl. PP for the State.
Sh.PS Ghuman,counsel for the complainant

ORDER

This order disposes off bail application of accused described
in detail herein above.

I have heard learned counsel for the accused and learned
Public Prosecutor for the State and also counsel for complainant, besides
going through the record.

During the hearing, interim bail was granted to the accused,
IO Inspector Dharminder Singh, 1273/HPR, PS Talwara has made a
statement that the accused has joined the investigation but he has not
handed over the dowry articles, i.e. gold ornaments and electronic
gazettes, utensils, clothes and cash to the complainant as per list, and

accused has got recovered three wooden furniture through his brother in law namely Akshay Kumar on 17.12.22.

Ld.counsel for the complainant argued that accused has not returned the dowry articles and further they demanded Rs.50 lakhs.

Learned Addl. P.P. opposing the bail application by stating that some articles i.e. gold ornaments and electronic gazettes, utensils, clothes still to be recovered. As per 2014(5), R.C.R. Criminal, 771 (P & H) anticipatory bail could not be refused on the ground that some articles were still to be recovered- Proceedings under section 406/498-A IPC are not meant for recovery of Jewellery and dowry articles. Therefore interim bail granted to the accused is made absolute subject to the conditions as provided under section 438 (2) of Cr.P.C. i.e. accused shall join the investigation as and when so desired and directed by the investigating officer, that accused shall not give any threat or inducement to the prosecution witnesses. The accused shall continue appearing in the Trial Court unless appearance is specifically exempted.

Copy of this order be sent to the Trial Court. Record of present bail application is ordered to be consigned to the record room.

Pronounced. Dated: 20.12.2022	Sandeep Singh Jossan PB0150 Additional Sessions Judge, Hoshiarpur..
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*Typed by : Mukesh Chander
Stenographer Grade-I.*