

Present: Sh. Karamjot Singh, Advocate, Counsel for applicants.
Sh. Husan Bansal, Additional Public Prosecutor for
State

Heard on the application for amendment by way of adding
Section 406 IPC in the bail application, filed by learned counsel for
applicants.

Record perused. It is averred in the application that at the
time of filing bail application, the applicants were having no knowledge
regarding adding of offence under Section 406 IPC

On the other hand, learned Additional Public Prosecutor has
suffered no objection on the application itself, if the present application is
allowed. In this regard, ASI Joginder Singh has suffered statement that
offence under Section 406 IPC has been added on 03.12.2022 and the
accused have not joined investigation in pursuance of order of the Court.

Perusal of record reveals that applicants had already been
granted the interim anticipatory bail vide order dated 19.01.2023 passed
by the under-signed qua offence under Section 498-A IPC. However, the
anticipatory bail of the applicants has been opposed on the grounds that
dowry articles are still to be recovered but in these circumstances, I lend
credence from **Bhupinder Singh etc. vs State of Punjab, 2014(2)**
Criminal Court Cases, 341 (P&H). As such, the anticipatory bail

Girish,
Addl. Sessions Judge,
Sangrur, UID-PB-00180,
Dt. 31.01.2023.

cannot be denied on the ground of recovery of dowry articles. It is common practice that when marriage of the parties goes into rough weather, all the family members are roped in. The applicant Jarina is mother-in-law and applicant Akash Khan is brother-in-law of complainant Gulshan Parveen.

In the given scenario, the applications under consideration stand allowed and the order dated 19.01.2023 be also read qua the offence under Section 406 as well, as per the terms and conditions enumerated therein. Now, for awaiting status report, to come upon 07.02.2023. The copy of order be placed in BA no.124 of 12.01.2023.

Announced in open court.

Dt. 31.01.2023.

Veena Saluja,
Stenographer-I.

Girish,
Additional Sessions Judge,
Sangrur, UID No.PB-00180.

(Directly Dictated)

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Jarina Vs. State of Punjab & Another, BA-3825
& Akash Khan Vs. Stae of Punjab & Another, BA-124

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Girish,
Addl. Sessions Judge,
Sangrur.UID-PB-00180,
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