

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

BA No.175/2024
CNR No.PBHO010005132024
Decided on: 06.04.2024

State of Punjab

Versus

Satpal Kaur aged 57 years, w/o late Gurmit Singh, r/o village Tanda Ram
Sahai, P.S. Mukerian, District Hoshiarpur.

FIR No. 89, dated 16.5.23,
U/s 498-A, 406 IPC,
PS Mukerian, District Hoshiarpur.

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

Present: Sh.Sandeep Kumar Sharma, cl for the applicant.
Addl. PP for the State.
Complainant in person
Sh Bablu Dadwal, Cl.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
ASI Sukhwinder Singh has made a statement that the accused has since
joined the investigation and custodial interrogation is required as recovery is
not effected.

The complainant also made a statement that her gold
ornaments, utensils, bed-sheets, quilts and lady suits, original documents

and laptop are in possession of accused person and yet to be recovered by investigation agency from the accused.

Learned Addl. P.P. along-with private counsel opposing the bail application by stating that some articles gold ornaments, utensils, bed-sheets, quilts ladies suits, original documents and laptop 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.

That accused shall not leave India without prior permission of the court; and that accused shall surrender passport before the investigating officer, if got one, otherwise to furnish an affidavit in that regard.

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: 06.04.2024	Sandeep Singh Jossan PB0150 Additional Sessions Judge, Hoshiarpur..
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*Typed by : Mukesh Chander
Stenographer Grade-I.*