

In the Court of Barjinder Pal Singh,
Addl. Sessions Judge, Barnala.
(Unique identification no.PB0185)

Bail Application No.1441 of 2019.
CNR No. PBBR01-004236-2019
Decided on: 13.12.2019.

1. Pargat Singh son of Raghvir Singh, r/o village Rajgarh, PS Dhanaula,
District Barnala.

Accused/applicant.

Versus

State of Punjab

FIRNo.371 dt. 14.09.2019.
Offence u/s 406, 498A IPC
PS, City Barnala.

Bail application under Section 438 Cr.P.C.

Present: Sh. Rahul Gupta, Adv. Counsel for the accused/applicants.
Sh.Gagandeep Bhardwaj, Addl. PP for the State

ORDER:

This order will decide this application u/s 438 Cr.P.C

2 As per the prosecution case, this case has been registered on the basis of application moved by complainant Lovepreet Kaur to the SSP Barnala on the allegations that her marriage with Pargat Singh had taken place on 17.3.2019. Soon after the marriage her in laws started harassing her. On 25.3.2019 a panchayati divorce had taken place, but as per the terms and conditions of that panchayati divorce, her in laws had not given back her Istridhan and have misappropriated the same and have resiled from the above said writing. The accused/applicant and others are harassing her to usurp her land On the basis of this application inquiry was conducted and this case was registered against the accused/applicant and others.

3 This bail application has been filed on the ground that accused/applicant is husband of the complainant, and he has been falsely implicated in this case.

4 Today record is produced. This Court has heard the learned counsel for accused/applicant and Addl.PP for the State and perused the record.

5 Accused/applicant were granted interim bail vide order passed by the undersigned on 21.11.2019 and was directed to join the investigation. However today ASI Gurtej Singh has appeared in the court and got recorded his statement that accused/applicant has joined the investigation but recovery of dowry articles is yet to be effected. It seems that despite getting the concession of anticipatory bail the accused/applicant has not co-operated in the investigation to have get recover the dowry articles. If the accused/applicant is released on anticipatory bail without effecting of the dowry articles, it would leave many loopholes in the case of the prosecution. Hence, in view of the grave allegations level against the accused/applicant and that for effecting the recovery of dowry articles his custodial interrogation is required, no ground is made out for grant of anticipatory bail to the accused. Hence, the present bail application stands dismissed.

File be consigned to the record room.

Pronounced.
December 13,2019.
Amit Stenographer-III

Barjinder Pal Singh
Addl. Sessions Judge,
Barnala.