

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-17464-2015

Date of decision: 30.6.2015

Harbans Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.AS Sekhon, Advocate for the petitioner

SNEH PRASHAR, J.

The present petition under Section 438 of the Code of Criminal Procedure has been filed for grant of anticipatory bail to the petitioner in case First Information Report No.44 dated 29.4.2015 registered under Sections 306, 120-B, 506 of the Indian Penal Code at Police Station Badhni Kalan, District Moga.

The accusation against the petitioner and other accused named in the First Information Report is that they threatened the complainant and his daughter, who is the prosecutrix in another First Information Report No.28 dated 22.4.2014 registered under Sections 376, 506, 120-B of the Indian Penal Code against them, and pressurised them to compromise the matter and due to that she committed suicide.

The submissions made by Mr. AS Sekhon, Advocate have been heard.

It is submitted on behalf of the petitioner that as alleged the incident took place on 21.4.2015, whereas the deceased committed suicide on 28.4.2015. Earlier on 28.4.2015 on the statement of Chhinder Kaur mother of the deceased DDR No.26 dated 28.4.2015 was registered at Police Station Badhni Kalan regarding death of Manpreet Kaur. On 29.4.2015 after fabricating a false story, the complainant had falsely implicated all the accused including the present petitioner.

Prima facie, perusal of the First Information Report reveals that there are specific allegations against the petitioner and other accused that they threatened the deceased and her mother and pressurised them to compromise the matter. Regarding threat, learned Presiding Officer of the trial Court had directed the Police of Police Station City Moga to look into the matter, but no action was taken against the accused. The deceased was the prosecutrix in First Information Report No.28 dated 22.4.2014 registered under Sections 376/506/120-B of the Indian Penal Code against the petitioner and other accused.

In view of the facts and circumstances of the case and without going into merits, in the considered opinion of this Court, no case for grant of anticipatory bail to the petitioner is made out and his petition is dismissed.

30.6.2015
gsv

(SNEH PRASHAR)
JUDGE