

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

CRM-M No.20985 of 2015.

Date of Decision: July 03, 2015.

Rajwinder Singh

....Petitioner.

VERSUS

The State of Punjab

....Respondent.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR.

Present: Mr. B.S. Sidhu, Advocate for the petitioner.

Mr. Ashish Sanghi, Deputy Advocate General, Punjab.

SNEH PRASHAR, J.

A petition under Section 438 of the Code of Criminal Procedure (in short, "Cr.P.C.") for grant of anticipatory bail was filed by the petitioner in case First Information Report No.8 dated 19.03.2015 under Section 498-A read with Section 34 of the Indian Penal Code (in short, "I.P.C.") registered at Police Station Women Cell, District Ferozepur.

This case was registered on a complaint given by Ramandeep Kaur daughter of Satnam Singh, resident of Jhok Sarkari District Faridkot to Senior Superintendent of Police, Ferozepur. Her allegations were that she was married to petitioner Rajwinder Singh, resident of Nazu Shah Mishri

Wala, District Ferozepur. Her parents spent huge money beyond their capacity on the dowry articles given in marriage which included car, jewellery etc. Her husband is in Army. As and when he came home he would demand more dowry on the asking of his parents and sisters. She used to be harassed and maltreated by her father-in-law, mother-in-law and sisters-in-law (husband's sisters) for bringing inadequate dowry. On 27.03.2014, her husband and all other members of the family demanded dowry and when she expressed her inability to satisfy their demand, they gave her severe beatings. The same day, when her father called her to enquire her well being, she narrated about the occurrence to him, on which he alongwith her brother Kamaljeet Singh came and tried to make her in-laws understand but as they were adamant, her father got her admitted in the hospital where her statement was recorded on the basis of which First Information Report No.41 dated 31.03.2014 under Sections 498-A, 323, 148 and 149 I.P.C. was registered at Police Station Kulgarhi.

Subsequently, a compromise took place between her and her in-laws family, pursuant to which the First Information Report No.41 dated 31.03.2014 was quashed by the High Court. The attitude of her husband and in-laws still did not change and they continued to maltreat her and demanded a big SUV car. On 16.11.2014, when she was at her maternal grandfather (Nana)'s house, her husband Rajwinder Singh forcibly entered the house and gave her beatings. In respect to the incident, First Information Report No.78 dated 18.11.2014 under Sections 452, 323 and 506 I.P.C. was registered at Police Station Sadik.

Subsequent to the said occurrence, the instant case bearing First Information Report No.8 dated 19.03.2015 under Section 498-A read with Section 34 I.P.C. was got registered by the complainant demanding strict action against her husband and other members of in-laws family.

Heard the submissions made by Mr. B.S. Sidhu, learned counsel representing the petitioner and Mr. Ashish Sanghi, learned Deputy Advocate General, representing the State of Punjab.

The petitioner is the husband of complainant Ramandeep Kaur. Indeed, this was third criminal case got registered by Ramandeep Kaur against her husband and other members of the in-laws family, but the contention of learned counsel for the petitioner that she was lodging complaints with a motive to harass her husband etc. and to get rid of him is completely devoid of merit. Had there been any such intention on part of the complainant, she after registration of First Information Report No.41 dated 31.03.2014 under Sections 498-A, 323, 148 and 149 I.P.C. at Police Station Kulgarhi, would not have compromised with the petitioner and would not have returned to live with him at the matrimonial home. Moreso, First Information Report No.78 dated 18.11.2014 under Sections 452, 323 and 506 I.P.C. was registered at Police Station Sadik in respect of the incident that had taken place on 16.11.2014 during which the petitioner had forcibly entered the house of her maternal grandfather (Nana), where she had taken shelter and had given her beatings. Subsequent to the said case, the present First Information Report No.8 dated 19.03.2015 under Sections 498-A and 406 I.P.C. was got registered by her. Prima facie, the said history

of criminal litigation between the parties speaks of its own to show that the complainant was being harassed and maltreated by the petitioner.

Learned Deputy Advocate General, Punjab submitted that the entire dowry articles and *Istridhan* of the complainant are yet to be recovered as the parents of the petitioner had been given the concession of anticipatory bail.

Considering all aspects of the case including the recovery to be effected and finding grave allegations against the petitioner, in my considered opinion, no case for release of the petitioner on anticipatory bail is made out and the petition is dismissed.

(SNEH PRASHAR)
JUDGE

July 03, 2015
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