

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-25681 of 2015

Date of decision : August 21, 2015

Pooja

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. Gurpreet Singh Dhillon, Advocate, for the petitioner
Mr. J.S.Brar, AAG, Punjab
Mr. Naveen Batra, Advocate, for the complainant

Fateh Deep Singh, J. (Oral)

The allegations against petitioner Pooja in this anticipatory bail filed under section 438 Cr.P.C. are that she along with her husband Mohit had been physically assaulting and forcing the deceased Nishu married daughter of the complainant to commit suicide.

The contentions of counsel for petitioner Sh. GS Dhillon that there is neither any demand of dowry and 11 years have passed after the marriage of the deceased with her husband who is living abroad and neither there is any eye witness nor dying declaration has been recorded, have been controverted by learned State counsel assisted by Mr. Naveen Batra, Advocate counsel for the complainant who has stressed the fact that in view

of the seriousness of the allegations, disentitles the petitioner anticipatory bail, who has been attributed specific role for the commission of offence.

Appreciating these submissions, keeping in view the prima facie role and without adverting to the merits of the case, the evident allegations wherein a specific role has been attributed to the petitioner, does not allow for grant of anticipatory bail which is rarity. Thus, finding no merit in the petition, the same stands dismissed.

August 21, 2015
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(Fateh Deep Singh)
Judge