

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

CRM-M-28595-2015 (O&M)

Date of decision: 26.08.2015

Rakesh Verma

...Petitioner

Versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

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

Rajan Gupta, J.

This is a petition under Section 482 Cr.P.C. seeking quashing of FIR No.738 dated 19.12.2014, under sections 498-A/406/506/323 IPC at Police Station Sector 7, Faridabad and charges framed pursuant thereof.

According to learned counsel for the petitioner, a perusal of FIR would show that no offence is made out. Trial court has gravely erred in framing the charges.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

Marriage between petitioner and respondent No.2 was solemnized on 9.12.2012 as per Hindu rites. One son was born thereafter. Complainant alleged that after marriage she was subjected to cruelty due to demand of dowry. She was admitted in a hospital during pregnancy but none of the accused came to enquire about her condition. On night of

14.08.2014, when complainant was three months pregnant, accused mercilessly beat her up. Petitioner hit her with leg in her stomach with force, due to which she fell down from the bed and thereafter, he continued beating her with legs and fists. Due to injuries, bleeding started to her and she experienced immense pain. Thereafter, neighbours took her to the hospital. In the hospital, petitioner threatened her that in case she disclosed the real facts to any one, he would eliminate her and her family members. On 17.10.2014, petitioner again gave beating to the complainant with wire of cable and then she informed her parents on telephone and thereafter she was taken to Faridabad by her mother and she got treatment there.

I am of the considered view that allegations are serious in nature. Trial court has rightly framed charges against the petitioner. Under the circumstances, no case for quashing of FIR is made out. Accused needs to be tried for the offences alleged against him.

No merits. Dismissed.

(RAJAN GUPTA)
JUDGE

26.08.2015
'Rajpal'