

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

CRM-M No. 30691 of 2015 (O&M)
Date of decision: 11.09.2015

Raghu @ Suraj

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Bhatia, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present 2nd petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.58, dated 07.06.2015, registered under Section 306 IPC, at Police Station Lahori Gate (Division No.4), Patiala.

Learned counsel for the petitioner contends that this Court had earlier dismissed the petition for bail on the ground that there are allegations against the petitioner for harassing the daughter-in-law (Priya) of the complainant. He further contends that the petitioner is not named in the FIR regarding the aforesaid allegation of harassment. Even the daughter-in-law of the complainant (Priya) is ready to make the statement before this Court that she was never harassed by the petitioner.

Heard.

The petitioner has been specifically named in the FIR and a specific role has been ascribed in the FIR regarding harassment of the daughter-in-law (Priya) of the complainant. The argument of the learned counsel that Priya, daughter-in-law of the complainant is ready to make a statement that she was not harassed, is matter of evidence which is to be appreciated by the trial Court. Therefore, in the absence of fresh circumstance, even the second bail petition is not maintainable and the same is hereby dismissed.

11.09.2015

*Meenu/sumit.k***(JITENDRA CHAUHAN)****JUDGE**