

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

CRM-M-31965-2015

Date of decision: September 18, 2015

Kulbhushan Madiya & others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ajay Chaudhary, Advocate for the petitioners.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioners under Section 436 IPC at Police Station Kalka, District Panchkula, vide FIR No.103 dated 14.07.2015.

Learned counsel for the petitioners submits that petitioner has nothing to do with the alleged offences and he has been implicated falsely in the present case. He submits that daughter of petitioners No.2 & 3 got married with Pankaj Sharma son of the complainant, who was turned out of her matrimonial home for demand of dowry. A false case has been got registered against the petitioners with an ulterior motive.

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

Allegations levelled by the complainant in the FIR against the petitioners are that on 10.7.2015, they put his house on fire. On the fateful day, in the morning, petitioner had seen the accused/petitioners

near his house and they on seeing the complainant on the roof of the house, fled away. Complainant after locking his house had gone Nalagarh to attend the court, but on the way he received a telephonic message that his house had been set on fire. As per complainant, the petitioners have set his house on fire causing a loss of about Rs.15/20 lacs to him.

Keeping in view nature of allegations, petitioners are not entitled to concession of pre-arrest bail. Their custodial interrogation may be necessary to take the investigation to its logical end. Petition is without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

September 18, 2015
'Rajpal'