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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-33581 of 2015

Date of decision: October 01, 2015

Yogesh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. J.S. Bedi, Senior Advocate with
Mr. Animesh Sharma, Advocate
for the petitioner.

Mr. Sumit Gupta, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.5 dated 04.09.2015, under Sections 313, 377, 498-A, 34 and 323 of Indian Penal Code, 1860, registered at Police Station Women Police Gurgaon.

Prosecution story, in brief, is that the complainant got married to the petitioner on 21.01.2015. Complainant was harassed by her husband and his family members after marriage, on account of demand of dowry. Husband of the complainant gave beatings to the complainant and forced her to do oral sex and anal sex. Complainant became pregnant. On 28.08.2015, petitioner came in drunken condition and gave beatings to the complainant. As a result of this, she started bleeding and suffered miscarriage.

Learned Senior counsel for the petitioner has submitted that the petitioner has been falsely involved in this

case. In fact, the miscarriage suffered by the complainant was in a normal course. Complainant had levelled different allegations at different occasions.

In the present case, allegations levelled against the petitioner are serious in nature. As per the medico legal report dated 29.08.2015, complainant was admitted in Rao Tula Ram Memorial Hospital, Jaffarpur, New Delhi with history of physical assault. Complainant was found to be bleeding. The injury was opined to be grievous in nature. Petitioner might be required for custodial interrogation.

No ground for grant of anticipatory bail to the petitioner, is made out.

Dismissed.

**(SABINA)
JUDGE**

October 01, 2015
mahavir