

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

Criminal Misc. M- No. 40964 of 2014 (O&M)

Date of decision : 26.02.2015

Jagraj Singh and another

.....Petitioners

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Johnny Goyal, Advocate
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

Mr. Manpreet Singh, Advocate
for the complainant.

LISA GILL, J.

The petitioners who are father-in-law and mother-in-law of the complainant – Daljit Kaur pray for grant of anticipatory bail in FIR No. 35 dated 15.04.2014 registered under Sections 498-A, 324, 323, 34 IPC at Police Station Nihal Singh Wala, District Moga.

It is submitted that in an inquiry conducted by DSP (D) Moga petitioners were found innocent. No recovery is to be effected from them. Allegations against the petitioners are not genuine, reasonable or credible. The petitioners are old, senior citizens and suffering from serious ailments. Learned counsel for the petitioners are ready and willing to join investigation. Husband of the complainant has been afforded regular bail.

Learned counsel for the State submits that the report of DSP has not been approved by the Senior Superintendent of Police.

Further investigation is being conducted in this case. As per the allegations in the FIR, there are specific allegations against the petitioners. Petitioner No. 2 is alleged to have tried to strangle the complainant whereas petitioner No. 1 hit her with a stick. There is medical evidence in the shape of medico legal report annexed alongwith the FIR to corroborate the said allegations. There is nothing on record to indicate any ailment or infirmity being suffered by the petitioners or their being of extremely advanced age. The argument of learned counsel that the allegations in this case prima facie do not appear to be genuine, reasonable or credible is untenable.

Keeping in view the facts and circumstances of the case, I do not find it appropriate or expedient to extend the benefit of anticipatory bail to the petitioners. However, nothing observed in this order shall be construed to be an expression on the merits of the case.

Dismissed.

February 26, 2015
rts

(LISA GILL)
JUDGE