

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

Crl. Misc. No.M-23782 of 2016

Date of decision : 26.07.2016

Preet

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Balraj Gujjar, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking anticipatory bail in FIR No.45 dated 03.06.2016, registered under Sections 376(D), 452, 506 IPC, Women Police Station Kaithal, District Kaithal.

Counsel for the petitioner contends that a reading of the complaint would show that it was a dispute relating to money and jewellery and false allegations have been levelled. It was urged that the prosecutrix is a married lady and living separately from her husband since more than five years and the main accused is Vikram who has been arrested and the allegations of cheating were against him. The counsel refers to Annexure P2 and states that the petitioner was in a relationship with the complainant and they had lived together in a house, which was rented by Pappu and Pappu has given an affidavit Annexure P-3.

The State counsel has opposed the application and it has been urged that the dispute was relating to money but since the complainant was demanding her investment and her jewellery, therefore, all the accused came to her house at 10:00 PM and she was raped.

The petitioner has relied upon the photocopy of the affidavit. The correctness of the same is not to be gone into at this stage. The complainant has levelled serious allegations. The co-accused had confessed and had given the names of the persons involved. No case for anticipatory bail is made out.

The petition is dismissed.

26.07.2016

sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.