

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

CRM-M-43307-2015 (O&M)
Date of Decision: 28.01.2016

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Jai Bhagwan, Advocate
for the petitioner.

Mr. V.P.S. Sidhu, AAG, Punjab.

Mr. P.S. Ahluwalia, Advocate
for the complainant.

ANITA CHAUDHRY, J.

The petitioner is seeking anticipatory bail in FIR No.124 dated 04.11.2015, under Sections 406/498-A/323 IPC, Police Station Women Cell, District Patiala.

Heard.

The petitioner was married to Manjot Kaur on 07.12.2014. The wife was allegedly beaten up on 04.08.2015. Copy of the MLR is available on record. The petitioner failed to co-operate nor facilitated the recoveries and this fact is noted in the order passed by the Additional Sessions Judge.

On the last date, some photographs were shown during the hearing to show that 15 gold rings had been given besides jewellery. Parties were sent for mediation. The matter

could not be settled. On the last date, it had been pointed out that none of the gold item had been returned. The petitioner is not keen on any negotiations or settlement.

The counsel for the petitioner contends that an inquiry was held by the police and the inquiry officer had noted that it was not a case of beating and Manjot Kaur had herself banged her head on the wall. The counsel had placed on record copy of the report dated 07.08.2015.

I find that there is no such findings recorded by the MHC in his report. It is a mis-statement in the Court. The police official had only noted what Sarabjit Kaur had stated. There are no such findings.

The State counsel states that the bank statements had been handed over to the police and there are withdrawals from the account and 30 Tolas of gold ornaments had been handed over to relatives.

The counsel for the complainant states that rings weighing 8 Tolas had been handed over to the relatives which are shown in the photographs.

There were injuries on the body of Manjot Kaur. The petitioner has refused to hand over the gold articles despite opportunity. Considering the circumstances of the case, no case for anticipatory bail is made out.

The petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

28.01.2016

'Sunil'