

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M -1006 of 2016 (O&M)

Date of decision: 21.07.2017

Manish

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.N. Singal, Advocate for the petitioner(s).

Ms. Mahima Yashpal, AAG, Haryana
assisted by ASI Chajjo Ram.

Mr. J.S. Hooda, Advocate for respondent No.2.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.0010 dated 22.09.2015, registered under Sections 377, 498-A, 323, 406, 506 read with Section 34 of IPC, at Women Police Station, Palwal, District Palwal.

It is contended that petitioner has been falsely implicated in the instant case. The petitioner is still ready and willing to keep the complainant and children. In fact, respondent No.2 has refused to take dowry articles.

On the other hand, the learned State counsel, on instructions states that the petitioner is the main accused and there are

direct allegations of demand of dowry and maltreatment against the petitioner.

Heard.

The petitioner is the husband of the complainant. There are specific allegations of demand of dowry and beatings against the petitioner. It has come on record that petitioner used to see obscene movies and also forced the complainant to have unnatural sex with him. On refusal, the petitioner would terrorize and then beat the complainant. Keeping in view the gravity of offence, coupled with the medical evidence on record with regard to Section 377 of IPC and the cruelty and harassment caused to the complainant, this Court is not inclined to grant the prayer made in the present petition. Therefore, no case for pre-arrest bail is made out at this stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

21.07.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No