

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

CRM-M-13330 of 2017 (O&M)

Date of decision : 17.05.2017

Rohit Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Jagjit Singh, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab

Mr. N.K. Vadehra, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking anticipatory bail in FIR No.72 dated 17.06.2016, registered under Sections 326-B and 109 IPC, at Police Station Dhariwal, District Gurdaspur.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case being the cousin of complainant's husband Raman Kumar who are engaged in a matrimonial dispute. There is delay of 11 hours in lodging the present FIR. There is no recovery of any acid or bottle from the spot.

On the other hand, the learned State counsel and learned

counsel for the complainant have vehemently opposed the present bail petition and state that there are specific allegations against the petitioner in the present FIR.

I have heard the learned counsel for the parties and carefully perused the entire record on file.

As per the allegation the petitioner along with co-accused tried to throw acid on the complainant in order to cause the injury to her. The petitioner has been specifically named in the FIR. The investigation in the matter is at the initial stage. Therefore, keeping in view the nature of the offence and the alleged active role of the petitioner, no case is made out to grant the relief sought by the petitioner.

Dismissed.

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

17.05.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No