

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

CRM-M-20530 of 2017(O&M)

Date of Decision: 29.01.2018

Subhash Chander

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Naveen Sharma, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

Mr.Ajaypal Singh, Advocate
for respondent no.2.

LISA GILL, J (Oral).

Petitioner seeks the concession of anticipatory bail in FIR No. 25 dated 04.05.2017, under Sections 406, 498-A IPC, registered at Police Station Khuian Sarwar, District Fazilka.

It is submitted that the FIR in question was registered due to temperamental differences between the petitioner and his wife. No details whatsoever have been given in the FIR regarding the allegations of demand of dowry and harassment qua the complainant. It is thus prayed that this petition be allowed.

Heard learned counsel for the parties.

It is relevant to note that notice of motion was issued to explore the possibility of an amicable resolution of the entire dispute between the parties. They were referred to the Mediation and Conciliation Centre of this Court. However, mediation was unsuccessful. As per allegations in the FIR,

marriage between the petitioner and the complainant was solemnized about two years prior to the registration of the FIR. The complainant was subjected to harassment, ill-treatment and physical abuse on account of bringing less dowry. It is specifically stated by the complainant that she was beaten up 5/6 times from the date of her marriage till she was ultimately thrown out of the matrimonial home in June 2016. Medico Legal report in respect to injuries received by her in October 2015, is specifically mentioned and is available on the police file.

Keeping in view the specific allegations including those of physical abuse against the petitioner-husband, I do not find any ground whatsoever to afford the concession of anticipatory bail to the petitioner.

Petition is accordingly dismissed.

It is clarified that the observations in this order are solely confined for the purpose of decision of this petition and shall have no bearing on the investigation/trial of the case.

29.01.2018
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.