

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

Criminal Misc. No. M-7526 of 2017 (O&M)

Date of decision : January 30, 2018

Dinesh

.....Petitioner

Versus

State of Haryana and another

....Respondents

Criminal Misc. No. M-6287 of 2017 (O&M)

Tarawati

.....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. K.D.S. Hooda, Advocate for the petitioners.

Ms. Seena Mand, DAG, Punjab.

Mr. Rajender Singh Malik, Advocate for respondent No. 2.

LISA GILL, J.

This order shall decide Criminal Misc. Nos. M- 7526 and 6287 of 2017.

Prayer in these petitions is for grant of anticipatory bail to the petitioners in FIR No. 17 dated 30.01.2017 under Section 498A, 506, 377 IPC registered at Police Station Women Jhajjar, District Jhajjar.

It is submitted that the petitioners have been falsely implicated in this case. In fact, the complainant is living in the matrimonial home. Her father-in-law i.e. Satpal son of Om Parkash as well as her grand father-in-law, Om Parkash are residing in the matrimonial home. Children of respondent No. 2 - complainant and the petitioner – Dinesh are residing in the said house. It is in fact the

present petitioners, who have been ousted from the house. Petitioner – Dinesh is the husband and Tarawati the mother-in-law of the complainant – respondent No. 2. Moreover, both the petitioners have joined investigation. It is, thus, prayed that these petitions be allowed.

Learned counsel for the complainant is unable to deny that the complainant is living in the matrimonial home alongwith her children, father-in-law and grand father-in-law.

Learned counsel for the State, on instructions from HC Munesh, verifies that the petitioners have joined investigation. They are not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow these petitions. Consequently, order dated 23.02.2017 passed in CRM-M-6287-2017 is made absolute and in the event of arrest of the petitioner – Dinesh (in CRM-M-7526 of 2017), he shall be released on bail to the satisfaction of Investigating Officer/Arresting officer. He shall appear before the Investigating agency as and when required. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.

January 30, 2018
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No