

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

**Crl. Misc. M- 53951-2018 (O&M)**

Date of Decision: December 19, 2018

Rohtash alias tasha

Petitioner

Versus

State of Haryana

...Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Ankur Lal, Advocate  
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. Amit Khatkar, Advocate  
for the complainant.

\*\*\*\*

**JAISHREE THAKUR, J. (Oral)**

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 208 dated 10.07.2018 under Sections 346 IPC (Subsequently Sections 342, 365, 376-D, 506, 34 of the Indian Penal Code were added), registered at Police Station Narnaund, Hisar .

Learned counsel for the petitioner contends that the allegations as set out in the FIR qua him are patently false and fabricated. It is also argued that the daughter of the complainant willingly and voluntarily resided with her son at Ambala for a period of almost three months and also got her son admitted into the Anganwadi there and that due to some friction with her husband the complainant was living separately in a rented

accommodation and affidavit to that effect is available with the Investigating Officer.

Per contra, learned counsel for the respondent-State as well as for the complainant submit that there is a specific allegation that has been raised that the complainant's daughter along-with her son were forcibly taken by both Sonu and the petitioner herein-Rohtash to Ambala with a threat that in case she does not accompany them, her son would be killed and thereafter she was taken to Ambala and kept there against her wishes and wrong acts were done with her by both of them against her wishes.

In view of the fact that specific allegations has been raised against the petitioner herein regarding an offence under Section 376 IPC and that the matter is still under investigation, this Court is not inclined to interfere in the instant petition and deems it appropriate to disallow the anticipatory bail qua the petitioner.

Dismissed.

**December 19, 2018**

*seema*

**(JAISHREE THAKUR)  
JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
Yes/No