

119.

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

**CRM-M-35229-2019**

Date of decision: 28.08.2019

CHANDER PAL

.... Petitioner

versus

STATE OF HARYANA AND ANOTHER

.... Respondents

**CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA**

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Present: Mr. Abhinav Sood, Advocate,  
for the petitioner.

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**HARI PAL VERMA, J. (Oral)**

Prayer in the present petition filed under Section 439(2) of Cr.P.C. is for cancellation of regular bail granted to respondent No.2 vide order dated 04.07.2019 (Annexure P-1) passed by learned Additional Sessions Judge, Faridabad, in case FIR No.343, dated 24.05.2018 registered under Sections 498A, 304B and 34 of IPC at Police Station Suraj Kund, District Faridabad.

Petitioner is the complainant at whose behest the aforesaid FIR was registered. The prosecution case is that on 04.02.2018, the complainant got solemnized marriage of his two daughters, namely, Membati and Bimlesh with two real brothers, namely, Sachin and Akash (respondent No.2 herein). However, soon after the marriage, the in-laws started demanding dowry and gave beatings to his daughters. On 23.05.2018, Bimlesh (wife of

respondent No.2) died and the present FIR was registered against the accused.

Respondent No.2 approached the trial Court and accordingly, vide order 04.07.2019, he was granted regular bail, and it is the said order which has been challenged by the petitioner through the present petition seeking cancellation of bail.

Counsel for the petitioner states that respondent No.2 has been admitted on regular bail by the trial Court illegally as the respondent-accused has concealed the material fact that the bail of the co-accused who happens to be the father of the respondent has been declined by this Court.

I have heard counsel for the petitioner.

In ***Dolat Ram and others Versus State of Haryana-(1995) 1 SCC 349***, the Hon'ble Apex Court has held as under:-

*"4. Rejection of bail in a non-bailable case at the initial stage and the cancellation of bail so granted, have to be considered and dealt with on different basis. Very cogent and overwhelming circumstances are necessary for an order directing the cancellation of the bail, already granted. Generally speaking, the grounds for cancellation of bail, broadly (illustrative and not exhaustive) are: interference or attempt to interfere with the due course of administration of justice or evasion or attempt to evade the due course of justice or abuse of the concession granted to the accused in any manner. The satisfaction of the court, on the basis of material placed on the record of the possibility of the accused absconding is yet another reason justifying the cancellation of bail. ...."*

In view of above, this Court finds no reason to cancel the bail

of his conviction, he will have to face the consequences.

Dismissed.

**(HARI PAL VERMA)**  
**JUDGE**

28.08.2019  
sanjeev

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| Whether speaking/reasoned? | Yes/No |
| Whether reportable?        | Yes/No |