

**220 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

Decided on : 08.09.2021

CRM-M-14341-2021

Sandeep Arora

..... Petitioner

Versus

State of Punjab

..... Respondent

CRM-M-4044-2021

Malkeet Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

CRM-M-5908-2021

Vikramjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Gurpreet Kaur, Advocate
for the petitioner.

Mr. S.S.Deol, DAG, Punjab.

Mr. B.S.Bhalla, Advocate
for the complainant.

Manjari Nehru Kaul, J.(Oral)

This order shall dispose off three criminal petitions bearing CRM-M-4044, 5908 and 14341 of 2021 as all of them have arisen out of the same FIR.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.148 dated 13.12.2020 under Sections 376 and 506 IPC 1860 (Sections 376-D and 120-B IPC added were later on) registered at Police Station Division-D District Amritsar.

On 31.03.2021, this Court had granted the interim protection to the petitioner(s) by observing as follows:

“Learned counsel for the petitioner contends that complainant is having matrimonial discord with her husband and there are some issues as regards property also between them and the complainant in order to pressurize her husband has lodged the instant case falsely wherein apart from her husband, she has roped her in-laws and also the petitioner who is friend of complainant’s husband.

Learned counsel has further contended that the complainant has cooked up a false story alleging therein that in the year 2019 her sister-in-law (husband’s sister) had administered some intoxicant to her on the pretext of giving some medicine to her and upon consuming the same she became unconscious duly and that she was raped by the petitioner while her father-in-law were also present. The complainant also alleged that subsequently she was blackmailed by Sandeep Arora as well as by her husband.

Learned counsel has further submitted that even if the said allegations are taken to be correct, still it is a case where there is a delay of about 1½ years in lodging the FIR which casts serious doubts on the veracity of the allegations.

It has further been submitted that in fact when complainant’s husband and her father-in-law entered into an agreement to sell some property to the petitioner, the complainant in order to thwart the said efforts has come out with false allegations as levelled in the FIR.”

Learned counsel for the petitioner(s) submits that pursuant to the orders dated 31.03.2021, 29.01.2021 and 10.02.2021

respectively, the petitioner(s) has joined the investigation. This fact is not disputed by the counsel for the State as well.

Learned State counsel on instructions from ASI Jagdeep Singh states that the petitioner(s) is no longer required for further interrogation.

In view of the above, the petition is allowed and interim orders dated 31.03.2021, 29.01.2021 and 10.02.2021 respectively, are made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.09.2021
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(MANJARI NEHRU KAUL)
JUDGE

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