

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

CRM-M-18365-2021 (O&M)

Date of decision: 13.05.2021

Amrik Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. N. S. Kamboj, Advocate
for the applicant-petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

CRM-14188-2021

Allowed as prayed for.

CRM-14190-2021

Allowed as prayed for.

Documents are taken on record as Annexures P-4 and P-5.

CRM-M-18365-2021

The petitioner prays for grant of anticipatory bail in FIR No. 15 dated 20.02.2021, registered under Sections 377, 354, 323 of the IPC Police Station Kulgarhi, District Ferozepur.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Ram Deyee, who is grandmother of deceased Kanchan, it is stated that Kanchan was married to petitioner Amrik Singh about five months back, who committed unnatural sex with Kanchan.

Learned counsel further argues that 15 days prior to the death of the victim, who in fact died due to pulmonary tuberculosis, the petitioner

has left her with the complainant and in the intervening period, there was no complaint of any unnatural sex.

Learned counsel for the petitioner relies upon order dated 16.04.2021 passed in CRM-M-16606-2021, vide which, father of the petitioner, i.e. Ranjit Singh, was granted concession interim anticipatory bail by this Court.

A perusal of aforesaid order shows that while passing the order, it was noticed that the allegations regarding unnatural sex are qua the husband, i.e. the petitioner, whereas allegations against Ranjit Singh were only of indulging in obscene activities and for the said reason, he was granted concession of interim anticipatory bail.

Learned counsel for the petitioner has placed on record copy of postmortem report as well as MLR dated 14.02.2021, in which three injuries are reported. Injury No. 1 is complaint of pain in abdomen, injury No. 2 is complaint of bleeding from nose and injury No. 3 is complaint of pain in parianal area with the history of sexual assault given by the husband of the patient and Gynecologist opinion was advised.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is also appearing through video conferencing, accepts notice on behalf of the respondent-State and on the basis of the MLR, opposes the prayer on the ground that there are direct allegations against the petitioner that he has committed unnatural sex with his wife Kanchan, who later on died due to tuberculosis.

After hearing learned counsel for the parties, without commenting on the merits of the case, considering the serious allegations

against the petitioner, this Court finds no ground to grant him concession of anticipatory bail.

Accordingly, the present petition is dismissed.

13.05.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No