

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

(Heard through VC)

CRM-M-25220 of 2021 (O&M)
Date of Decision: July 06, 2021

Umesh Chand

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. D.S. Nigha, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

1. The instant petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.41 dated 08.05.2021, registered under Sections 306, 34 of Indian Penal Code at Police Station Kulgarhi, District Ferozepur.

2. Counsel for the petitioner would contend that the petitioner herein has been falsely implicated in the present case, as the allegations as set out in the FIR are not sustainable. It is argued that the marriage between the deceased and the son of the petitioner was a love-cum-arrange marriage. It is submitted that after her delivery, the deceased left the matrimonial home only to join the marriage of her sister by leaving her newly born child in the matrimonial home. It is contended that on the alleged date of

incident, the son of the petitioner requested the deceased to prepare food for himself and the petitioner, but the deceased refused the same and started quarelling and thereafter, committed suicide. It is argued that the petitioner had no interference in the personal life of his son and the deceased daughter-in-law.

3. Notice of motion.

4. At this stage, Mr. Rana Harjasdeep Singh, DAG Punjab, who is appearing through the medium of video conferencing, accepts notice on behalf of the respondent-State. Similarly, Mr. Salil Bali, Advocate accepts notice on behalf of the complainant.

5. Counsel appearing on behalf of the respondent-State as well as complainant oppose the grant of anticipatory bail to the petitioner, while submitting that there are serious allegations that have been levelled against the petitioner herein.

6. I have heard counsel for the parties and have gone through the pleadings of the case.

7. As per the allegations in the FIR, the marriage between the son of the petitioner and the deceased was a love marriage. The petitioner herein and his wife were not happy from this love marriage and they used to harass and beat the deceased. Prior to the deceased committing suicide by consuming poisonous substance, several Panchayats were held but the matter was compromised on every occasion. There are specific allegations that have been levelled against the petitioner of beating the deceased. In view of the seriousness of the allegations, this court is not inclined to grant anticipatory bail to the petitioner.

8. In view of the above, the instant petition is hereby dismissed.

July 06, 2021
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No