

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

CRM-M-29380-2021

Date of decision: 07.09.2021

Balwinder Singh

.....Petitioner.

vs.

State of Punjab

.....Respondents.

CORAM: - HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: - Mr. Arshdeep Singh Brar, Advocate, for the petitioner.

Mr. Amit Mehta, Senior Deputy Advocate
General, Punjab.

.....

Manjari Nehru Kaul, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 49, dated 16.06.2020 under Sections 376, 506, 120-B of IPC registered at Police Station Badhni Kalan, District Moga.

Learned counsel for the petitioner states that pursuant to order dated 28.07.2021 which is reproduced herein as under, passed by this Court, the petitioner has joined investigation: -

“Learned counsel inter alia submits that the instant FIR has been got registered by the complainant on account of a matrimonial dispute with her husband. He further, while inviting the attention of this court to the FIR, submits that the only allegation which has been levelled against the petitioner, who is the complainant's father-in-law, is to the effect that when her brother-in-law allegedly committed rape upon her the petitioner did not come to her rescue on being called and rather told her that she would have to bear with the same. Learned counsel further submits that prior to the registration of the FIR in question the complainant

had made a complaint qua the same allegation at Police Station Women, Jagraon, which on inquiry was found to be false. Thereafter, the complainant approached the SSP, Moga, which led to the registration of the FIR in question.”

Learned State counsel, on instructions from ASI Mangal Singh, states that the petitioner is no longer required for further interrogation.

In view of the above, the petition is allowed and interim order dated 28.07.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

07.09.2021

preeti

whether speaking/non speaking yes/no

whether reportable/non reportable yes/no