

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

CRM-M-36754 of 2021 (O&M)
Date of Decision: September 07, 2021

Sandeep Rawat

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Liaqat Ali, 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.112 dated 19.08.2021, registered under Sections 323, 341, 498-A, 506 of Indian Penal Code at Police Station Balongi, District SAS Nagar, Mohali.
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 submitted that after some time of the marriage, the complainant started harassing the petitioner and his family members for petty matters. It is further submitted that the petitioner caught the complainant with another person namely Aman Chauhan regarding which a DDR No.27 dated 07.07.2021 was registered at Police Station IT Park, Chandigarh and the instant FIR is a counter-blast to the same.

3. Notice of motion.

4. At this stage, Mr. Amandeep Singh Gill, Sr. DAG Punjab, who is appearing through the medium of video conferencing, accepts notice on behalf of the respondent-State. Similarly, Mr. Ivneet Singh Pabla, 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 contending that the petitioner used to fight and beat the complainant. It is submitted that on 18.08.2021, without any reason, the petitioner gave beatings to the complainant with sugarcane and locked the door of the house, consequently, she was admitted to the hospital.

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

7. As per the FIR, there are specific allegations that have been levelled against the petitioner herein, who is the husband of the complainant. The complainant has stated that the petitioner used to doubt on her. It has been mentioned by the complainant that the petitioner gave beatings to her with sugarcane due to which she was admitted in the hospital and as per the MLR, 06 injuries were found on the person of the complainant. The petitioner has brutally beaten the complainant, though the injuries were found to be simple in nature. Further, as per the allegations, recovery of sugarcane, with which the petitioner inflicted injuries on the complainant is yet to be recovered. There are serious allegations that have been levelled against the petitioner. Under these circumstances, once custodial interrogation of the petitioner is required for a result oriented

investigation, this court is not inclined to grant anticipatory bail to the petitioner.

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

September 07, 2021
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No