

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

210

(Through Video Conferencing)

CRM-M-38975-2021

Date of decision: 30.09.2021

Chetan Monga @ Prince

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Harish Kumar, Advocate
for the petitioner.

Mr. Luvinder Sofat, Asstt. A.G., Punjab
for the respondent-State.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No.170, dated 12.05.2021, under Sections 324 and 498-A of the Indian Penal Code, 1860, registered at Police Station Dera Bassi, District SAS Nagar, Mohali.

On the last date of hearing the State was put on notice as it was the case of the petitioner that it was on account of temperamental differences and matrimonial dispute between him and his wife, the FIR in question had been got registered.

Learned counsel for the petitioner had also submitted that the injuries received by the petitioner's wife on her person were on account of an attempt to suicide made by her and not because of the

alleged merciless beatings given by the petitioner for getting inadequate dowry.

Learned State counsel while opposing the prayer and submissions made by the counsel opposite has submitted that there were specific allegations levelled against the petitioner of subjecting his wife to both physical and mental harassment and demanding a big car as he had been given only a small car i.e. Alto in dowry at the time of the marriage.

Learned State counsel has further submitted that it was a matter of record that a month prior to the registration of the FIR in question, a complaint had been given to the Women's Cell against the petitioner wherein a compromise too had been effected between the parties which, however, proved to be short-lived as soon thereafter the petitioner subjected his wife to merciless beatings for which she had to be hospitalized at Government Medical College and Hospital, Sector-32, Chandigarh from 09.05.2021 to 18.05.2021.

Learned State counsel has also submitted that it was the complainant i.e. mother of the petitioner's wife who shifted her to the Government Medical College and Hospital, Sector-32, Chandigarh after she saw her lying in an unconscious condition in her matrimonial home. He has submitted that the injuries received by the petitioner's wife on various parts of her body including arms, feet and below the neck did not even obliquely suggest it to be a case of an attempted suicide.

I have heard learned counsel for the parties and perused the material on record.

Prima facie there are serious allegations levelled against

the petitioner of subjecting his wife to both mental and physical cruelty for which he does not deserve the extraordinary concession of anticipatory bail.

Dismissed.

30.09.2021

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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