

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

CRM-M-42435-2021 (O&M)
Date of Decision: October 08, 2021

Harmesh Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Kartar Singh, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This is a *second petition* that has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.61 dated 30.08.2021, registered under Sections 406, 498-A of Indian Penal Code at Police Station Women, District Patiala.

Counsel for the petitioner herein prays for grant of anticipatory bail to the petitioner, who is the mother-in-law of complainant, while contending that she has been falsely implicated in the present case. It is argued that petitioner and her husband were living separately from the complainant. It is submitted that the petitioner has no concern with the offences levelled against her.

Notice of motion.

At this stage, Ms. Rashmi Attri, AAG Punjab, who is present in court, accepts notice on behalf of the respondent-State. Similarly, Mr.

Kuldip Singh, Advocate who is appearing on behalf of Mr. Digvijay Nagpal, Advocate accepts notice on behalf of complainant. They oppose the grant of anticipatory bail to the petitioner, while contending that there are specific and serious allegations that have been levelled against the petitioner herein.

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

In the FIR, there are specific allegations that have been levelled against the petitioner herein. Apart from the allegation of causing physical and mental harassment to the complainant on account of demand of dowry etc., the petitioner herein gave beatings to the complainant and kicked the stomach of the complainant when she was pregnant, which created complication in her pregnancy and resultantly, the complainant had to undergo abortion as foetus was no more.

Moreover, the first bail petition filed before this court bearing CRM-M-41132 of 2021 was withdrawn by the previous counsel on October 01, 2021 after arguing the matter (Annexure P-3). This second petition has been filed on October 06, 2021 just after six days of withdrawal of first petition. This court finds no change in circumstances which warrants interference by this court. Accordingly, the instant second petition for grant of anticipatory bail is hereby dismissed.

October 08, 2021
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No