

CRM-M-2882-2021 (O&M)
Decided on : 11.01.2022

Puran Chand

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Kartik Gupta, Advocate
for the petitioner.

Mr. Rehat Bir Singh Mann, DAG, Punjab.

Manjari Nehru Kaul, J.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.199 dated 29.12.2020 under Sections 354, 417, 376 & 506 IPC, 1860, registered at Police Station Sadar Hoshiarpur District Hoshiarpur.

Learned counsel for the petitioner submits that the prosecutrix was not only the widow of his late brother but also the real sister of his wife, which fact, she had intentionally and for reasons but obvious, not mentioned while getting the FIR in question registered. Learned counsel while inviting the attention of this Court to the allegations levelled in the FIR (Annexure P-1) submits that totally false and fabricated allegations had been levelled against the petitioner of establishing sexual relationship with the prosecutrix after giving her false assurance of marriage, which deserved to be discarded, as she was well aware about the marital status of the petitioner. It has been submitted that in fact, there was a property dispute between the parties and it was on account of the same, the instant case had been planted upon the petitioner. Learned counsel further submits that in compliance of order dated 03.09.2021, the petitioner had joined investigation and cooperated

with the investigating agency.

Learned State counsel on instructions from ASI Jasbir Singh does not dispute the factum of the petitioner having joined the investigation. He, on further instructions states that the petitioner is not required for further investigation.

In view of the above, the petition is allowed and interim order dated 03.09.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

11.01.2022
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(MANJARI NEHRU KAUL)
JUDGE

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