

RAM KUMAR

... PETITIONER

V/S

STATE OF HARYANA AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Ms. Hasan Kaur, Advocate for the petitioner.

Mr. Zorawar Singh Chauhan, DAG Haryana.

Mr. Gurminder Singh Salana, Advocate for respondent No.2.

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VIVEK PURI, J. (ORAL)

Petitioner is seeking anticipatory bail in case bearing FIR No. 34 dated 14.01.2021 under Sections 323, 498-A, 506 IPC and Section 67-A of Information Technology Act, registered at Police Station City Yamuna Nagar, District Yamuna Nagar.

Briefly, the allegations against the petitioner are to the effect that the marriage of the petitioner with the complainant was solemnized on 10.07.2019. The petitioner had been defaming the complainant on social media, Facebook and Whatsapp and made her life miserable.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the instant case on account of matrimonial dispute.

Learned State counsel has opposed the bail application on the score that highly obnoxious and derogatory comments have been posted by the

petitioner on the social media. The learned State counsel has passed on

the print outs of the posts made by the petitioner on the social media which depict that highly obnoxious, sexually explicit and derogatory comments against the character of the complainant have been posted by him.

The act attributed to the petitioner is highly deplorable particularly, because such comments have been posted against the wife and circulated in the social media. The relief of anticipatory bail is extraordinary relief and can be granted only if some exceptional circumstances are made out. The petitioner being husband was expected to be caring, considerate, supportive and protective to his wife. Instead, he abdicated his matrimonial and moral duties towards his wife and posted highly obnoxious, sexually explicit and derogatory comments to malign the character of his wife. These aspects aggravate the gravity of allegations against him. The conduct of the petitioner and the act attributed to him is a pointing towards serious and grave allegations. No extra-ordinary circumstances are made out in the instant case and the petitioner becomes disentitled to the concession of anticipatory bail.

Dismissed.

04.08.2022

Janki

(VIVEK PURI)
JUDGE

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