

102 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41477-2022
Date of Decision: 12.09.2022

MANPREET SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: Hon'ble Mr.Justice Deepak Sibal

Present: Mr.Rishu Garg, Advocate for the applicant-petitioner
Mr.Navneet Singh, Senior Deputy Advocate General, Punjab

Deepak Sibal, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.65 dated 31.07.2022 registered under Sections 304-B, 34 at Police Station City-II, District Abohar.

Briefly stated, the case of the prosecution is that the petitioner married Harpreet Kaur (hereinafter referred to as the deceased) on 28.02.2021; soon after their marriage the petitioner as also his mother started harassing the deceased on the pretext of her having brought less dowry; they used to also give her beatings; on being informed with regard to the deceased's harassment the deceased's father came to the deceased's matrimonial home and tried to pacify the petitioner and his mother; however, the petitioner and his mother failed to mend their ways; in August 2021 the deceased, being fed up by the treatment being given to her by the

petitioner and his mother, consumed some poisonous substance; however, on being treated, she survived; soon before committing suicide a complaint was made to the police with regard to demand of dowry and cruelty by the petitioner and his mother; in pursuance of such complaint, on 27.07.2022, the petitioner had been summoned by the police at Barnala but they failed to join such inquiry and that on 30.07.2022, the deceased being fed up with the harassment given to her by the petitioner and his mother, committed suicide.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case; the petitioner and the deceased has been living separately for the last one year and therefore there is no question of the petitioner having harassed the deceased leading to her suicide; in August 2021 the deceased had consumed poison and after she was treated she had stated before the police that she had consumed poison by mistake giving a clean chit to the petitioner; in fact, the petitioner had filed an application under Section 9 of the Hindu Marriage Act, 1955 seeking restitution of his conjugal rights which showed his love and affection for the deceased and that the ingredients of Section 304-B IPC are not made out as soon before her death the deceased was not subjected to any cruelty.

Within one and half years of her marriage the deceased hung herself to death. In August 2021 also she had allegedly consumed poison. As per the prosecution's case just 03 days before she hung herself, the petitioner and his mother had been summoned by the police to join an inquiry which had been initiated on a complaint filed by the deceased. Through such complaint the petitioner and his mother were alleged to have harassed the deceased on account of bringing insufficient dowry. Even prior thereto there are specific allegations against the petitioner for having made

demand for dowry and for giving beatings to the deceased.

In the light of the above serious allegations against the petitioner no ground is made out to grant the petitioner the concession of anticipatory bail.

Dismissed.

12.09.2022
gk

(Deepak Sibal)
Judge

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No