IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM M-49807 of 2019 (O&M)
Date of Decision: March 14, 2022

Rekha ...Petitioner

Versus

State of Haryana and another

... Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Varun Sharma, Advocate
for the petitioner.

Mr. Gaurav Jindal, Addl. A.G. Haryana
for respondent No.1.

FATEH DEEP SINGH, J. (Oral)

By way of present petition under Section 439(2) Cr.P.C. the applicant is seeking cancellation of anticipatory bail of accused/respondent No. 2-Sandeep earlier granted by this Court vide order dated 30.10.2019 (Annexure P-4) in case FIR No. 207 dated 09.07.2019 under Sections 376, 452 and 506 IPC Police Station Kasola, District Rewari.

Heard Mr. Varun Sharma, Advocate for the petitioner

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and Mr. Gaurav Jindal, Addl. A.G. Haryana and perused the records.

This Court had earlier passed a detailed order dated 30.10.2019 granting anticipatory bail of accused then petitioner Sandeep Kumar and it was observed that the prosecutrix the present applicant was married grown up lady with kids and had belatedly got registered the first information report in the absence of any legal evidence to support her stand.

As has been argued on behalf of the State by Mr. Gaurav Jindal, Addl. A.G. Haryana and so is the stand taken by the State in its reply in para 4 that during the course of investigation by the DSP, Rewari, it has come across that the prosecutrix has earlier cordial relations with the accused and subsequently on account of estrangement had lodged the report and during the course of intervention by the respectables as both the parties are neighbours which has been clearly admitted by the brother of the prosecutrix, for which, the State has relied on a recorded video of the brother of the prosecutrix that the

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accused has been falsely implicated besides a demand of Rs.15 lacs has been raised by the husband of the prosecutrix who happened to be a truck driver and the State on the basis of corroborative evidence had filed cancellation report dated 13.12.2019 in the case.

To the specific query of this Court Mr. Varun Sharma, learned counsel for the petitioner could not convince or show any material to support the contentions on the basis of which the present application has come about.

From what has put up before this Court that it is quite reasonable that it is a frivolous application purely to browbeat the opposite side for a motivated cause. There is no semblance of evidence necessitating intervention and the petition being without any merits stands dismissed.

March 14, 2022 **(FATEH DEEP SINGH)**
amit rana **JUDGE**

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

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