



Sr. No.203+246
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision: 01st July 2024

(I) CRM-M-13082-2024 (O&M)

VARUN SANAN @ ABHI**Petitioner**

versus

STATE OF PUNJAB**Respondent**

(II) CRM-M-45828-2023 (O&M)

MADHU**Petitioner**

versus

STATE OF PUNJAB**Respondent**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. B.S. Bhalla, Advocate
for the petitioners.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Ankit Kharbanda, Advocate
for the complainant.

HARPREET KAUR JEEWAN, J.

1. The present petitions have been filed by the petitioners namely Varun Sanan @ Abhi (husband of the victim) and Madhu (mother-in-law of the victim) under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.127 dated 09.08.2023, under Sections 304-B and 120-B IPC, 1860, registered at Police Station City Batala, District Batala.

2. As per the case of the prosecution, the marriage of the daughter of the complainant was solemnized with petitioner-Varun Sanan @ Abhi on 08.03.2023.

After about 03 months of their marriage, the petitioners started harassing the daughter of the complainant on account of bringing less dowry and started



demanding money. The complainant made some payments to the petitioners by borrowing money from his relatives. However, the petitioners raised further demands. The victim used to tell about the same to the complainant telephonically. On 05.08.2023, in the midnight, the petitioners gave beatings to the victim and the complainant came to know about this fact from the neighbours of the petitioners. On 06.08.2023 at about 11:00 AM, the petitioners quarreled with the victim due to which, she committed suicide by jumping from the second floor of her matrimonial house. The said occurrence was witnessed by a neighbour who informed the complainant that the petitioners did not come out of their house for some time. Ultimately, after about 15-20 minutes, they opened the door and took the victim to the hospital. On 08.08.2023, at about 09:15 PM, the victim died in the hospital.

3. Learned counsel for the petitioners contends that the petitioners have been falsely implicated in the present case. In fact, after the solemnization of the marriage, the victim told the petitioner-husband that one of her sisters had eloped with someone and she was also having an affair with someone. A week after their marriage, the victim told the petitioner-husband that she is only 15 years of age and her mother is also not having good relationship with her father. Copy of the Aadhaar Card of the victim is annexed as Annexure P-1 in CRM-M-13082-2024. The victim-deceased used to remain under depression. She was upset and used to talk to someone for hours together.

4. Learned counsel for the petitioners further contends that ultimately, the wife of the petitioner-Varun Sanan @ Abhi committed suicide and she was taken to the hospital by him. The petitioner-husband got her admitted to the hospital and spent money to save her, but she could not survive. The petitioners have been



falsely implicated in the present case at the instance of the father of the deceased-victim.

5. Learned State counsel has opposed the present petitions on the ground of gravity of allegations levelled against the petitioners. It is contended that even the statement of the neighbour of the petitioners has been recorded, who has categorically stated about the atrocities being committed by the petitioners to the victim-deceased. The neighbour further stated that after the victim jumped down from the second floor of her matrimonial house, hue and cry was raised and many people gathered in the street. However, the petitioners came outside their house after a long time.

6. I have considered the aforesaid contentions and perused the paper book.

7. The marriage of the petitioner-Varun Sanan @ Abhi was solemnized with the victim-deceased on 08.03.2023. Within a period of 05 months of their marriage i.e. on 06.08.2023, the victim committed suicide by jumping down from the second floor of her matrimonial house. Apart from recording the statement of the father of the victim-deceased, the Investigating Agency has also recorded the statement of the neighbour of the petitioners, who is an eyewitness of the occurrence. She has also stated about the previous conduct of the petitioners with the victim.

8. There are specific allegations against the petitioners that they used to beat the victim, which have been *prima facie* supported by an independent version of a neighbour,

9. As per the contention raised by learned counsel for the petitioners, after one week of their marriage, the petitioner-husband came to know that the



deceased-victim is 15 years of age, as per the copy of the Aadhaar Card (Annexure P-1). However, as per the contents of the FIR, the complainant has alleged that her daughter was about 19 years of age at the time of her marriage.

10. Considering the gravity of allegations levelled, the contention raised on behalf of the petitioners, that after one week of the marriage, the petitioner-husband came to know that the victim-deceased was 15 years of age, is no ground to release the petitioners on anticipatory bail. Similarly, the contentions raised on behalf of learned counsel for the petitioners that there was matrimonial discord *inter se* the parents of the deceased-victim or that one of the sisters of the deceased-victim had eloped with someone, cannot be taken as a ground to grant the concession of anticipatory bail to the petitioners.

11. In view of the facts and circumstances of the case, no ground is made out to release the petitioners on anticipatory bail.

12. Consequently, the present petitions stand dismissed.

13. Pending miscellaneous application(s), if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

01st July 2024
simran

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