

206

2024 : PHHC : 062657

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25946-2023 (O&M)

DATE OF DECISION : 06.05.2024

SUNIL KUMAR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. GPS Pathania, Advocate for the petitioner.

Ms. Himani Arora, A.A.G., Punjab.

Mr. Shubham Dogra and Mr. Rahul Basnsal,
Advocates for the complainant.

* * *

HARPREET KAUR JEEWAN, J. (ORAL)

The prayer in the present petition is for grant of pre-arrest bail to the petitioner in case FIR No.0026 dated 06.05.2023 under Section 354-A IPC and Sections 67, 67(A) of Information Technology Act, 2000, registered at Police Station, Taragarh, District Pathankot.

As per order dated 22.05.2023 while issuing notice of motion, the petitioner was granted interim order that in the event of arrest, the petitioner shall be released on interim bail to the satisfaction of Arresting Officer. However, thereafter the State has filed the reply by way of affidavit of Sukhjinder Pal Singh, Deputy Superintendent of Police, Sub Division Rural, District Pathankot, whereby it has been mentioned that the petitioner is not required since the allegations against petitioner-Sunil Mahajan are not proved in any manner. Relevant para reads as under:-

“That in the complaint, the allegations levied against Sunil Mahajan are not proved in any way. Ankita has dispute with her husband Anil Mahajan and due to holding grudges regarding the same, she has submitted complaint against her husband Anil Mahajan and brother-in-law 'Jeeja' of her husband namely Sunil Mahajan in order to further cause differences between their families and such complaints are baseless and no true facts are found in the same. Therefore, there is no need to take any action on these complaints.”

In view of the above, there is no apprehension to the petitioner for his arrest and he is not wanted by the police in the present FIR.

As such, the present petition stands dismissed being not maintainable.

06.05.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

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