



**105 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-29658-2024

Date of Decision: June 11, 2024

Bhupinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Atul Lakhanpal, Sr. Advocate with
Mr. B.S. Bhalla, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in case FIR No.99 dated 17.05.2024, under Sections 354-C, 509 of IPC [Sections 67(A) and 66(C) of Information Technology Act, 2000], registered at Police Station City Moga, District Moga.

2. FIR was lodged on the complaint of Sukhdev Singh, whose daughter – Kanwalpreet Kaur was pursuing Ph.D. at Panjab University, Chandigarh. It is alleged that petitioner clicked photographs of Kanwalpreet Kaur without her consent and based upon those photographs, he tried to blackmail her and started compelling her to marry him. Complaint was moved against the petitioner at Police Station City Moga in this regard, where he verbally admitted his fault and assured neither to trouble nor defame complainant's daughter. He also assured to delete her photographs from his mobile. It is further alleged that later on petitioner instituted a civil suit against the complainant and his daughter seeking direction that daughter

of the complainant be asked to solemnize marriage with him. Compromise was effected in the police station and suit was withdrawn on 09.03.2023. Complainant's daughter then got married to one Bhawnpreet Singh on 31.03.2024 and was residing happily at her matrimonial home. As the petitioner came to know about her marriage, he again started threatening her and pressurizing her to get divorce and marry to him. He was made to understand not to interfere in her matrimonial life, but he kept on threatening and hurling filthy abuses. It is further the allegation that on 31.03.2024, Kanwalpreet Kaur noticed a fake account in her name on Instagram App. Her morphed photographs were uploaded with a fake marriage certificate. Suspecting that the fake IDs were created by the petitioner with an intention to defame the complainant's daughter and to disturb her married life, FIR was lodged. On receiving the complaint, the matter was duly enquired into and it was found that petitioner misused a SIM card obtained with the ID proof of one Jagsir Singh, who was employed at Saloon of his brother and got created, through another employee Sunny working at the Saloon and one Jashanpreet Singh, fake Instagram ID. The reason for having grudge against the daughter of the complainant was that she had married with Bhawanpreet Singh; whereas petitioner wanted to marry her.

3. Learned Sr. counsel appearing for the petitioner contends that petitioner has been falsely implicated; that after the compromise effected in the civil suit, petitioner had deleted all the photographs of the daughter of the complainant; that petitioner is ready to join investigation and to hand over his mobile and other electronic devices for necessary inquiry and that he be provided necessary protection.

4. Notice of motion.

5. Mr. Somesh Arora, Addl. A.G., Punjab accepts notice on behalf of respondent-State. Memo of appearance has been filed on behalf of the complainant by Mr. Manpreet Singh Dhaliwal.

6. Learned counsel for the complainant has strongly opposed the bail petition submitting that it is the petitioner due to whose conduct, the matrimonial life of the complainant's daughter has been ruined and she has been sent back from her matrimonial home by her husband. Learned counsel for the complainant contends that it is because of the deeds of the petitioner that fake ID of complainant's daughter was created and morphed photographs were uploaded thereon. Prayer is made for dismissal of the petition.

7. After hearing both the sides and considering the nature of the allegations and the attribution to the petitioner, but without commenting anything on the merits of the case, this Court is not inclined to grant the benefit of anticipatory bail to the petitioner.

Dismissed.

June 11, 2024

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(DEEPAK GUPTA)
JUDGE

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