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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-31497-2024 (O&M)
Date of decision: 15.07.2024

Balbir Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

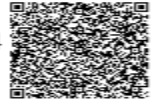
Present: Mr. Vikas Gupta, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

Mr. Vaibhav Narang, Advocate
for the complainant.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No.132 dated 19.04.2024 under Sections 307, 34 & 498-A, 506, 120-B of the Indian Penal Code, 1860 (for short 'IPC') (added later on), registered at Police Station Goindwal Sahib, District Tarn Taran.
2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner has been falsely implicated in the present case. The offence under Section 307 of IPC has been deleted and offences under Sections 328 & 34 of IPC have been added vide DDR No.022 dated 08.07.2024. It is further contended that there is no medical evidence and only bed head



ticket is available on record and what type of toxic substance was ingested by the complainant, is not forthcoming and even there is a delay of 03 days in lodging the FIR (*supra*).

3. On the other hand, learned State counsel, assisted by learned counsel for the complainant, submits that the complete record with regard to admission of the complainant is available on record, in which it has been clearly mentioned that some poisonous substance has been ingested forcibly and the complainant was declared unfit to make a statement. The complainant was referred to Guru Nanak Dev Hospital, Amritsar and there are serious and specific allegations against the petitioner. It is not just a case of cruelty on account of demand of dowry, rather the petitioner has put some poisonous substance in the mouth of the complainant.

4. Having heard learned counsel for the parties and after perusing the record of the case with their able assistance, this Court finds no ground to grant anticipatory bail to the petitioner.

5. The case is still under investigation and custodial interrogation of the petitioner is required.

6. Accordingly, the present petition is dismissed.

[HARPREET SINGH BRAR]
JUDGE

15.07.2024
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No