



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209

CRM-M-54863-2024 (O&M)
Date of decision: 21.11.2024

RAJAT KUMAR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Vishal Munjal, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

HARPREET KAUR JEEWAN, J.

1. The present petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in case bearing FIR No.135 dated 08.10.2024 under Sections 85, 316(2), 118(1), 351(2) and 3(5) BNS, 2023, registered at Police Station Division No.2, District Pathankot.
2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. He further contends that the petitioner is innocent and he has not committed any wrong with the complainant. The allegations of demand of dowry and physical assault by the petitioner and his family members are totally false. He submits that the petitioner is ready to join the investigation.
3. Reply dated 20.11.2024 by way of an affidavit of Sumeer Singh, PPS, Deputy Superintendent of Police, Sub Division City Pathankot and copy of



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Medico Legal Report dated 05.10.2024 filed on behalf of the respondent-State, are taken on record.

4. On the other hand, learned State counsel has opposed the bail petition on the ground of gravity of allegations against the petitioner.

5. I have heard the learned counsel for the parties and perused the relevant documents.

6. The petitioner is husband of the prosecutrix. As per the FIR, even prior to the alleged occurrence, there was another incident of physical assault dated 28.07.2024 regarding which the medical examination was got conducted from Civil hospital, Pathankot. As per the present occurrence, the prosecutrix has alleged that she was inflicted injuries with a 'Kirach' (sharp edged weapon). As per the Medico Legal report, there are 4 injuries inflicted upon the complainant and injury No.4 is on the neck, which is an incised wound.

7. Considering the relationship *inter se* the petitioner and the complainant and injuries inflicted upon the complainant, no ground is made out for grant of concession of anticipatory bail to the petitioner.

8. Consequently, the petition stands dismissed.

9. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

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

(HARPREET KAUR JEEWAN)
JUDGE

21.11.2024

P.Bhatt

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No