

Om Parkash & Suman Lata Versus State. BA No.2789 of 2020.
(CNR No. PBHO01-006619-2020).

Present: Shri Satpal Bharwal, Counsel for applicant-accused.

Bail application presented before the undersigned being Duty Judge during winter vacation. Applicants Om Parkash and Suman Lata are seeking anticipatory bail in case FIR No.237 dated 19.10.2020 under Sections 498-A and 506 of IPC, Police Station Model Town, Hoshiarpur. It is pleaded that the applicants-accused are innocent and have committed no offence. It is pleaded that marriage between the complainant and son of accused was love marriage. The applicants have been falsely named in the FIR. Infact, a male child was born out of the wedlock on 27.9.2019. Father of complainant took the complainant and her son at his residence for two months but she did not return. Panchayat was collected and then father of complainant demanded Rs.4-5 Lakhs for treatment of some old disease of complainant but applicants showed their inability to bear the expenses. Thereafter, false allegations were made and case was registered falsely. Copy of certificate that marriage was performed in the Mandir and affidavit of complainant, have been attached. Even, as per allegations made in the FIR, there was affair between complainant and her husband. It is further mentioned that complainant was suffering from heart problem, treatment of which requires Rs.4-5 Lakhs. It is alleged that her husband and in-laws refused to bear the expenses of her treatment. Though, it is alleged that some dowry articles were given by the parents of complainant but the FIR has been registered under Section 498-A and 506 IPC only. The applicants are parents of husband of complainant and their custodial interrogation is not required in view of facts and circumstances of the case. Thus, applicants-accused Om Parkash and Suman Lata are directed to join the investigation before the I.O/arresting officer within 5 days from today and in case of their doing so, they will be released on interim bail on their furnishing personal bail bonds in the sum of Rs.40,000/- each with one surety of the like amount each to the satisfaction of arresting officer/I.O subject to compliance of conditions enshrined in Section 438 (2) Cr.P.C. Notice to State be issued and file be put up before Learned District & Sessions Judge, Hoshiarpur for its entrustment for 5.1.2121.

Dated: 28th December, 2020.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
(D) ASJ/Hoshiarpur. (UID No.PB-0118).