

BA 1290 Vijay Kumar Chawla & anr. Vs State of Haryana

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**IN THE COURT OF PRAVEEN KUMAR LAL
ADDITIONAL SESSIONS JUDGE
PANCHKULA.**

CNR No.

HRPK010038022022



Case No. BA/1290/2022

Filing No./Date : 2123-06-10-2022

Registered on : 06-10-2022

Decided on : 10.11.2022

1. Vijay Kumar Chawla aged about 62 years, son of Sant Lal Chawla, resident of House No.1651, Phase 7, Mohali, SAS Nagar Punjab.
2. Anita Chawla aged about 56 years, wife of Vijay Kumar Chawla, resident of House No.1651, Phase-7, Mohali, SAS Nagar, Punjab.

.....Petitioners/Accused

Versus

State of Haryana.

.....Respondent

FIR No. 83 dated 26.09.2022
Under Section : 323, 406, 498-A, 506 of IPC
Women Police Station Panchkula.

**Bail application under Section 438 Cr.P.C. for
grant of anticipatory bail.**

Present when Argued:

Shri Rajesh Bura, Advocate counsel for the petitioners-
accused

Shri Romil Lamba, Public Prosecutor for the State assisted by
Shri Kunwar Rajan, Advocate for the complainant

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ORDER

This order is in continuation of the bail order dated 21.10.2022 whereby the petitioners were granted interim bail.

2. Reply/report filed by the prosecution. As per the report of prosecution, the petitioners have already joined the investigations on 28.10.2022 vide which they have got recovered some of the dowry articles. Learned Public Prosecutor submitted that the petitioners-accused are not entitled to the concession of bail as they will not cooperate in the investigation.

Learned counsel for the complainant addressed the arguments to the effect that the marriage between accused Jayant Chawla (husband of the complainant) and complainant Janya Sirohi was solemnized on 09.09.2021 as per Hindu rites and ceremonies. Accused Jayant Chawla and his parents harassed, tortured, cheated, defrauded the complainant and her family. In this regard, complainant made a complaint to the police on 03.08.2022 and on the basis of said complaint, the present case FIR has been registered. After the registration of FIR, the present petitioners applied for grant of anticipatory bail, wherein they were granted interim bail, whereas, there are serious allegations as there has been a clear connivance of both the petitioners-accused who have got their son into the

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wedlock and helped him to abscond. The present petitioners in connivance with accused Jayant started mounting pressure on the complainant and her family to fulfill their dowry demands. The dowry articles are still in possession of the petitioners-accused, whereas, they have denied the acceptance of dowry articles in their bail applications. The custodial interrogation of the petitioners are very much necessary as the recoveries are yet to be effected. It is submitted that two of the accused are already in Canada and both the present petitioners are also likely to leave the country. It is also submitted that the father-in-law in collusion with his son has also tried to stalk the complainant after lawfully hacking her location. With these submissions, learned counsel for the complainant prayed for dismissal of the bail application of the petitioners-accused.

3. Learned counsel for the petitioners and learned Public Prosecutor for the State as well learned counsel for the complainant have been heard and this court perused the record of the case carefully.

4. The petitioners were granted interim bail vide order dated 21.10.2022. The petitioners-accused have already joined the investigations on 28.10.2022. The petitioners-accused are the parents-in-law of the complainant. Learned counsel for the petitioners suffered a statement to the

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effect that the petitioners will not leave India without prior permission of this court. No aggravating circumstances have been found against the present petitioners. Therefore, without commenting anything further on merits of the case, the **present bail application of the present petitioners is allowed.** Order dated 21.10.2022 is hereby made absolute, subject to the condition that the petitioners-accused shall continue to join the investigations as and when called upon by the police and they shall also abide by all the terms and conditions as embodied under Section 438 (2) Cr.P.C. Let a copy of this order be sent to the IO/SHO concerned for necessary action. File after doing the needful be consigned to the record room.

Pronounced in open Court.

Dated: 10.11.2022.

(Satish)

(Praveen Kumar Lal),
Additional Sessions Judge,
Panchkula.UID No. HR-0151

Note: All the four pages of this order have been checked and signed by me.

(Praveen Kumar Lal),
Additional Sessions Judge,
Panchkula.

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Present:- Shri Rajesh Bura, Advocate counsel for the petitioners-
accused
Shri Romil Lamba, Public Prosecutor for the State assisted by
Shri Kunwar Rajan, Advocate for the complainant

Vide my separate order of even date, the bail application of
the petitioners-accused have been allowed. File be consigned to record room
after due compliance.

Pronounced in open Court.

Dated: 10.11.2022.

(Satish)

(Praveen Kumar Lal),
Additional Sessions Judge,
Panchkula.UID No. HR-0151