

# Aslam Deen And Anr vs State Of Haryana on 28 January, 2025

**Author: Manjari Nehru Kaul**

**Bench: Manjari Nehru Kaul**

2025 PHN 012 730 Be

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH  
107  
CRM-M No.4963 of 2025  
DATE OF DECISION : 28" JANUARY, 2025

Aslam Deen & others  
.... Petitioners  
Versus

State of Haryana  
.... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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Present: Mr. Inderjeet Singh, Advocate for the petitioner.

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MANJARI NEHRU KAUL, J. (Oral)

The petitioner is seeking the concession of anticipatory bail by filing this petition under Section 482 BNSS/438 Cr.P.C. in case FIR No.009 dated 11.01.2025 under Sections 190, 191(3), 140(3), 333, 351 (2), 351(3) & 61(2) of Bhartiya Nyaya Sanhita, 2023, registered at Police Station Sadhaura, District Yamuna Nagar.

2. Learned counsel for the petitioners inter alia contends that totally baseless allegations have been levelled against them that they had forcibly abducted the wife of the complainant since they were unhappy with the marriage solemnized between the complainant and his wife.

3. Notice of motion.

4. Mr. Rahul Mohan, Senior DAG, Haryana accepts notice on behalf of the State and Mr. Sandeep Saini, Advocate put in appearance on behalf of the complainant.

RAJ KUMAR 2025.01.30 10:12

5. The learned State counsel, assisted by counsel for the complainant, have vehemently opposed the prayer and submissions made by learned counsel opposite. It has been contended that ever since the complainant solemnized marriage with the niece of the petitioners both she and the complainant had been living under constant fear and threat; they had approached this court seeking protection and this court had also directed the Superintendent of Police concerned to look into the matter and take appropriate steps to ensure that the life and liberty of the complainant and his wife is not jeopardized at the hands of the persons who had been extending threats to them. It has been contended that on the fateful day all the accused, including the petitioners, descended at the house of the complainant and forcibly abducted the complainant's wife and ever since then she is untraceable. It has been submitted that a writ in the nature of Habeas corpus has also been filed before this court and a Warrant Officer has been appointed to trace out the wife of the complainant. The learned counsel for the State, on instructions, has submitted that there was a CCTV footage of the place of occurrence wherein it stood revealed that two cars along with motorcycle came to the house of the complainant; there were a number of persons who were seated in the vehicles and abducted the wife of the complainant and fled away. A prayer has been made for dismissal of the instant petition as the custodial interrogation of the petitioner is required.

6. I have heard learned counsel for the parties and perused the RAJ KUMAR 2025.01.30 10:12

7. In the facts and circumstances as enumerated hereinabove the allegations levelled, the custodial interrogation of the petitioners would be necessitated.

8. This Court, therefore, does not deem it fit to extend the extraordinary concession of anticipatory bail to the petitioner.

9. Accordingly, the instant petition is dismissed.

10. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

28" January, 2025 (MANJARI NEHRU KAUL) Whether speaking/reasoned- Yes No