

Sanjeev Rawal vs State Of Chhattisgarh on 4 February, 2025

1

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 186 of 2025

Sanjeev Rawal S/o Shri Himmat Lal Aged About 48 Years R/o 139, Main Road, Kota, Ward No. 12, Kargi Road Kota, P.S. And Tah. Kota, District Bilaspur, Chhattisgarh.

... Applicant

versus

State of Chhattisgarh Through Women Police Station Bilaspur, District Bilaspur, Chhattisgarh.

.. Non-applicant

Order Sheet

04/02/2025

1. Heard Mr. Surya Pratap Yuddhveer Singh, learned

counsel for the applicant as well as Ms. Monika

Thakur, learned Panel Lawyer for the

State/respondent.

2. This is the first anticipatory bail application under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023 (BNSS) filed by the applicant, who is apprehending his arrest in connection with Crime No. 92/2024 registered at Police Station - Women Police Station, Bilaspur, District - Bilaspur (C.G.) for the offence punishable under Sections 3(5), 85, 115(2), 296 and Section 351(3) of the Bhartiya Nyaya Sanhita, 2023.

3. According to the case diary, complainant Pratibha Rawal lodged a report at the Women's Police Station on 28.12.2024. She stated that she married applicant Sanjeev Rawal on 08.07.2010. After the marriage, her parents and brother gifted her household items and jewelry made of gold and silver according to their means. However, her husband did not take her to his paternal home and instead kept her in a rented house in Usalapur for four years. Pratibha alleged that her husband, who works in the forest department in Koni, misled her about his salary, claiming it was Rs. 25,000/- when in fact it was Rs. 2,800/- per month. They paid Rs. 2,000/- as rent for the rented house. Whenever she asked her husband for household expenses, he would tell her to bring money from her parental home, harassing her and eventually leading to physical abuse. Pratibha claimed that her husband's family, including her mother-in-law Bharti Rawal, father-in-law Himmat Rawal, and brother-in-law Sharad Rawal, also mentally, physically, and economically tortured her. They would taunt her, saying she didn't bring enough money or valuable items to the marriage. Due to financial difficulties, Pratibha started working at a private school, but her husband suspected her

character and physically abused her. She eventually quit her job. After her husband's transfer to Gaurala Pendra, he refused to provide her with money for household expenses and their children's fees, instead telling her to bring money from her parental home. On 05.12.2024, when Pratibha asked her husband for expenses, he called her to his residence and threatened to kill her, saying he wouldn't even give her alms. Based on Pratibha's report, the Women's Police Station in Bilaspur registered a crime against the applicant under Sections 3(5), 85, 115(2), 296 and Section 351(3) of the Bhartiya Nyaya Sanhita, 2023.

4. Learned counsel for the applicant submits that the present matter be being matrimonial in nature referred to Mediation and Conciliation Center of this Court as there are chances to compromise between the parties.

5. On the other hand, learned counsel for the non- applicant/State opposes the prayer for anticipatory bail.

6. I have heard learned counsel for the parties and perused the material available on record.

7. Considering the fact and circumstances of the case and further the dispute between the parties, which show that it is a matrimonial dispute, this Court in the interest of justice seems it proper and necessary that an effort should be made for amicable settlement of the matter between the parties by way of mediation.

8. In view of above, it is directed that the applicant shall deposit Rs. 50,000/- (Rs. Fifty Thousand) with the Mediation Centre of this Court within 10 days from today and the said amount shall be paid to the complainant/wife on her appearance before the Mediation Center.

9. Learned State counsel is directed to inform the complainant/wife about this order.

10. The matter is remitted to the Mediation Centre for appearance of the parties on 18th of February, 2025 with a direction that the Mediation Centre shall conclude the mediation and conciliation proceedings expeditiously.

11. Considering the facts and circumstances of the case, purely as an interim measure, it is directed that the applicant shall not be arrested in Crime No. 92/2024 registered at Police Station - Women Police Station, Bilaspur, District - Bilaspur (C.G.) for the offence punishable under Sections 3(5), 85, 115(2), 296 and Section 351(3) of the Bhartiya Nyaya Sanhita, 2023 till the next date of hearing.

12. Let the matter be listed again on 04.03.2025, along with the report of Mediation Centre.

Sd/-

(Ramesh Sinha) Chief Justice Abhishek Digitally signed by ABHISHEK ABHISHEK SHRIVAS SHRIVAS Date:

2025.02.05 12:22:06 +0530