

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Crl.Misc.No.M-11594 of 2015

Date of Decision : 20.7.2015

Vijay Sharma

....Petitioner

Versus

The State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : None for the petitioner.

Mr.Anmol Malik, AAG, Haryana.

.....

MAHESH GROVER, J.

This is a petition under Section 438 Cr.P.C. praying for release of the petitioner on bail in terms thereof in a case registered vide FIR No.165 dated 19.10.2013 under Sections 306 (earlier 304-B), 34 IPC at Police Station Tigaon, District Faridabad.

Learned counsel for the petitioner had contended before this Court that the FIR is of the year 2013 and the police has already conducted the investigation resulting in the provisions of Section 304B IPC being deleted from the array of offences to be substituted by Section 306 IPC. It was further contended that the petitioner's father-in-law has already given a statement that the deceased has committed suicide and in this situation the arrest of the petitioner would be of no help to the

investigating agency.

Noticing this, this Court on 10.4.2015 had granted the interim protection to the petitioner subject to his complying with the provisions of Section 438(2) Cr.P.C., pursuant to which he has since joined the investigation, which fact is not controverted by the learned counsel for the State on instructions from SI Subhash Chand.

Having regard to the aforesaid, the interim directions dated 10.4.2015 are hereby made absolute subject to the condition that the petitioner continues to comply with the provisions of Section 438(2) Cr.P.C.

Petition stands allowed.

20.7.2015

(MAHESH GROVER)
JUDGE

dss