

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

CRM-M-38434-2014 (O&M)
Date of decision : 27.01.2015

Balraj

...Petitioner

Versus

State of Haryana

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Bipan Ghai, Sr. Advocate,
with Mr. Mandeep Kaushik, Advocate,
for the petitioner.

Ms. Trishanjali Sharma, AAG, Haryana,
assisted by PSI Parveen Kumar.

Mr. S.N. Yadav, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The present petition under Section 438 of the Code of Criminal Procedure, is for grant of anticipatory bail in case FIR No.309 dated 29.07.2014, under Sections 376, 306, 506 of the Indian Penal Code (for short, 'the IPC'), registered at P.S. Bilaspur, Gurgaon.

It is contended that the daughter-in-law of the complainant, Ram Mehar, and the petitioner were having physical proximity with each other for the last number of years. From the perusal of Annexure P-3 and other record, it also emerges that the petitioner and the prosecutrix were in regular touch with each other. The deceased

committed suicide on having come to know about the relationship of the prosecutrix and the petitioner. In pursuance of the orders passed by this Court, the petitioner has joined the investigation, he has handed over the entire list of phone call details and the sim card of the phone allegedly used by the petitioner.

On the other hand, the learned State counsel, on instructions, submits that though the petitioner has joined the investigation, be he is not cooperating as the recovery of two more mobile phones used by the petitioner is still to be effected.

Heard.

Keeping in view the fact that the petitioner has joined the investigation, the sim card and complete list of call details has been handed over and he has not misused the concession of interim bail, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 21.11.2014, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

27.01.2015
atulsehi

(JITENDRA CHAUHAN)
JUDGE