

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

CRM-M-44563-2014 (O&M)

Date of decision : 19.02.2015

Rohtas Janghu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Rai, Sr. Advocate
with Mr. Aman Pal, Advocate,
and Mr. Dilpreet Singh, Advocate,
for the petitioner.

Ms. Trishanjali Sharma, AAG, Haryana,
assisted by SI Harmek Singh.

Mr. KDS Hooda, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The present petition under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.), has been filed seeking pre-arrest bail in FIR No.39 dated 17.12.2014, registered under Sections 306/34 of the Indian Penal Code, at Police Station Gurgaon, Distt. GRP Ambala Cantt.

The learned counsel for the petitioner contends that the ingredients of Section 306 IPC are not made out. The suicide note pertains to 14.12.2014, whereas, the alleged suicide was committed on

17.12.2014. The petitioner is not involved in any other FIR. Further states that the petitioner has joined the investigation in terms of the order passed by this Court on 01.01.2015.

On the other hand, the learned counsel for the complainant submits that the petitioner along with the co-accused wanted to grab the land of the deceased. The deceased was harassed and pressurized to the extent leaving no option for him except to commit suicide.

The learned State counsel, on instructions, states that the petitioner is not involved in any other FIR. Further submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 01.01.2015, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

19.02.2015
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(JITENDRA CHAUHAN)
JUDGE.