

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

CRM No. M-18627 of 2016.

Decided on: 22.08.2016.

Jagbir M.C. @ Jasvir Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. D.S. Batth, Advocate,
for the petitioner.

Mr. Arshdeep S. Kler, DAG, Punjab.

Mr. Vivek Khatri, Advocate,
for the complainant.

JITENDRA CHAUHAN.J.(ORAL)

This is a petition under Section 439 Cr.P.C for grant of regular bail in FIR No.20 dated 16.3.2016 registered under Section 306 read with Section 34 IPC at Police Station Khanauri, District Sangrur.

Learned counsel for the petitioner contends that as per allegations, the petitioner was not permitting the deceased to take possession of the plot allegedly purchased by him. However, the petitioner is neither seller nor in possession of the plot. In the FIR, there is not even a single whisper that the petitioner either incited or abetted the deceased to commit suicide. The act of the petitioner cannot be said to have derived the deceased to commit suicide. The co-accused Megh

Nath @ Bunty Vakil, who is similarly situated, has been allowed the concession of anticipatory bail vide order of even date passed in CRM M-21219 of 2016. The petitioner is in custody since 18.5.2016.

On the other hand, the learned State counsel opposes the bail application.

I have heard the learned counsel for both the parties and have gone through the case file.

Considering the fact that the similarly situated co-accused Megh Nath @ Bunty Vakil, has been allowed the concession of anticipatory bail, the petitioner is in custody since 18.5.2016, the challan stands presented and the conclusion of trial will take a long time as none of the prosecution witnesses has been examined so far, without commenting on the fact as to whether the act of the petitioner amounts to abetment or not, this Court feels that it is a fit case to grant the concession of regular bail to the petitioner. Consequently, the instant petition is allowed and it is ordered that the petitioner be admitted to bail to the satisfaction of trial Court.

22.08.2016.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No