

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.19881 of 2015

Date of Decision:-15.01.2016

Hardev Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Maninderjit Singh, Advocate for
Mr. K.B. Raheja, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Hardev Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Hardev Singh in case FIR No.182 dated 23.09.2014 for offences punishable under Sections 306, 34 of Indian Penal Code registered with Police Station Zira.

As per allegations lodged by Ranjeet Kaur, her husband committed suicide due to non refund of the rupees 1-1/2 lacs paid by him to the accused Jagdev Singh and Hardev Singh for sending him to Cyprus. Since neither he was sent abroad nor the money was refunded which resulting into his committing suicide.

It is contended that on investigation petitioner was found

innocent by the police and the challan was presented only against co-accused Jagdev Singh. Under this belief petitioner abstained from the proceedings leading to him being declared proclaimed offender on 7.2.2015 (P-3). The said co-accused Jagdev Singh stands acquitted vide judgment dated 3.6.2015 by the learned trial Court.

Learned State Counsel assisted by ASI Hardev Singh does not refute the aforesaid factual position and he further submits that the confusion had occurred that name of the petitioner was not put in column no.2. However, he was found innocent in the investigation.

After hearing learned Counsel for the parties, this petition is disposed of with the direction that in the event of the petitioner submitting himself before the Illaqa Magistrate/trial Court within 10 days from today, he shall be released on bail subject to its satisfaction. The police thereafter would be free to file either a cancellation or a supplementary challan in accordance with law.

Disposed of in the above terms.

(JASWANT SINGH)
JUDGE

January 15, 2016
Vinay