

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

CRM-M-29395-2016

Date of decision: September 14, 2016

Sunny

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Manjit S. Uppal, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG, Punjab
for the respondent-State.

JASPAL SINGH, J.(ORAL)

This is a petition preferred under Section 438 Cr.P.C. by petitioner-Sunny, seeking apprehension of his arrest, in case bearing FIR No.45 dated 26.05.2016, under Section 307 read with Section 34 IPC registered at Police Station City-2, Mansa, District Mansa.

Undisputably, co-accused of the petitioner, namely, Neetu Rani @ Neha was similarly situated, granted the concession of pre-arrest bail vide order dated August 01, 2016 passed in *CRM-M No.21142 of 2016* captioned as "*Neetu Rani @ Neha vs. State of Punjab*".

A perusal of the medical report makes it clear that the complainant had himself admitted before the Doctors of throwing petrol all over his body. Except burning sensation, there was no specific injury. So, at present there is no specific reason falls within the ambit of Section 307 except the allegations levelled at the time of registration of the FIR.

Taking into consideration the aforesaid aspects of the case but without expressing any opinion on merits, petition is allowed and

petitioner is directed to be released on bail. In the event of his arrest to the satisfaction of the Arresting Officer subject to the condition that petitioner shall join the investigation on or before 20.09.2016 and shall also comply with the conditions envisaged under Section 438(2) of Cr.P.C.:-

- (i) that the petitioner shall make himself available for interrogation by a police officer as and when required;*
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;*
- (iii) that the petitioner shall not leave India without the previous permission of the Court.*

In case of non-cooperation of the petitioner, the prosecution shall be at liberty to move this Court.

September 14, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No