

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

**CRM-M No.10652 of 2017
Date of Decision: 31.05.2017**

Rajinder KumarPetitioner

Versus

State of Punjab ... Respondent

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl, AG, Punjab.

Mr. G.S. Sidhu, Advocate for
Mr. Vikas Arora, Advocate
for the complainant.

RAJ MOHAN SINGH, J.(ORAL)

On 29.03.2017, following order was passed:-

“Learned counsel for the petitioner contends that deceased Raj Kumar was working as a Salesman in the petitioner Concern. The ingredients of offence under Section 306 IPC are not attracted even if the prosecution story is presumed to be on its face value.

Notice of motion for 23.05.2017.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 04.04.2017 and in the event of his arrest, he shall be enlarged on ad interim bail, subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

Thereafter, opportunity was granted to the learned

counsel for the complainant to address arguments vide order dated 23.05.2017 and the case was adjourned for today.

Learned counsel for the petitioner submits that in pursuance of order dated 29.03.2017, petitioner has joined the investigation.

This fact has not been disputed by learned State counsel on instructions from ASI Paramjit Singh and states that the presence of the petitioner for further investigation is not required as on date.

In view of above, order dated 29.03.2017 is made absolute. However, petitioner shall keep on joining the investigation as and when required to do so and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

31.05.2017

prince

Whether Reasoned/Speaking

Whether Reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No

Yes/No