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

CRM-M No.12572 of 2017

Date of Decision: 27.04.2017

NAVEEN KUMAR

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

Mr. P.S. Ghuman, Addl. A.G., Punjab.

Mr. Ashok Khichi, Advocate
for the complainant.

RAJ MOHAN SINGH, J.(Oral)

On 12.04.2017, following order was passed by this
Court:-

*"The petitioner seeks anticipatory bail in case FIR
No.20 dated 15.02.2014 under Section 306 read with
Section 34 IPC registered at Police Station Division No.5,
Jalandhar.*

*In the FIR, which has been registered on the
statement of one Billu, it is stated that his brother
Bawa(since deceased) was working as a driver. On
14.02.2017, he was informed by Nikhil, friend of his brother
that he was vomiting blood. On this, the complainant
arranged to get him admitted in New Ruby Hospital,*

Jalandhar. There he was informed by his brother that Pooja wife of the petitioner in connivance with the petitioner is blackmailing and harassing him. They have demanded a sum of Rs. 2 lakhs from him and he also had to part with his gold chain and ear-rings. He also disclosed that when his brother told that he did not have Rs.2,00,000/- with him then the petitioner and his wife taunted him to go and consume poison. His brother further told him that the petitioner and his wife had taken his photographs in objectionable condition. Alleging that his brother has consumed poison and subsequently died because of the blackmailing and threat by the petitioner and his wife the present FIR was lodged.

Learned counsel for the petitioner states that on the allegations in the FIR, the ingredients of the offence under Section 306 IPC is not made out, which requires active instigation and provocation to commit suicide.

Notice of motion for 27.04.2017.

Mr. Kirat Singh Sidhu, DAG, Punjab, who is present in Court, accepts notice on behalf of the State.

Till the next date of hearing, in the event of arrest, the petitioner- Naveen Kumar shall be released on interim anticipatory bail to the satisfaction of the Arresting/ Investigating Officer, subject to the condition provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

Learned counsel for the petitioner submitted that pursuant to the aforesaid order dated, petitioner has joined the investigation.

Learned State counsel on instructions from ASI Amrik

Lal admitted the aforesaid fact and stated that petitioner is no more required for further investigation.

Learned counsel for the complainant however opposed the grant of anticipatory bail by asserting that there are specific allegations against the petitioner.

At this stage, without commenting anything upon merits of the case, I deem it appropriate to confirm the order dated 12.04.2017. Ordered accordingly.

Petition stands disposed of.

April 27, 2017

Atik

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No