

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

**CRM NO. M-27108 OF 2017
DECIDED ON : 29.11.2017**

Rajiv Sharma @ Rajiv Kumar @ Nona

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Ms. G. K. Mann, Advocate,
for the petitioner.

Mr. Sandeep Vermani, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.19 dated 11.05.2011 under Sections 302/323/34/195-A IPC, registered at Police Station Islamabad, District Amritsar City.

Learned counsel for the petitioner contends that cause of death of deceased-Rattan Chand Verma is "failure of functions of heart as a result of coronary artery Atherosclerosis and Myocardial Fibrosis". The matter was investigated and the Assistant Commissioner of Police, Central, Amritsar, had expressed his satisfaction with the inquiry conducted by the SHO, wherein it was stated that deceased Rattan Chand Verma had died due to heart attack caused by natural circumstances and therefore, nobody is responsible for the same. This was also accepted by the Commissioner of Police, Amritsar on 22.10.2011.

She further contends that the respondents are trying to reopen the matter after a lapse of seven years, without any fresh material which may have come to light in the interregnum.

This Court, by the order dated 16.08.2017, had directed the petitioner to join investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Naresh Kumar, states that in pursuance to the order dated 16.08.2017, the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 16.08.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

NOVEMBER 29, 2017

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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO