

CRM NO. M-30316 of 2017 (O&M)

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-30316 of 2017 (O&M)
DECIDED ON : 25.09.2017

Birchhu Khan @ Iqbal Khan

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. J.S. Sandhu, Advocate for the petitioner.

Ms. Seena Mand, Deputy Advocate General, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 126 dated 25.06.2016, under Section 304, 34 IPC, registered at Police Station Nathana, Bathinda, District Bathinda.

Learned counsel for the petitioner contends that as per allegations in the FIR, which has been lodged by the wife of petitioner, he is alleged to have beaten up his father-in-law Mukhtiar Shah, who was taken to hospital and subsequently he died. Learned counsel further states that in the post-mortem report of Mukhtiar Shah, there is no external injury and the cause of death is due to lung disease.

This Court vide order dated 21.08.2017, had directed the petitioner to join investigation and in the event of his arrest, he was 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 Chaman Lal states that in pursuance to the order dated 21.08.2017 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 21.08.2017, 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.

September 25, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>