

CRM NO. M-38345 OF 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-38345 OF 2017(O&M)
DECIDED ON : 21.11.2017

Kewal Singh and another

...Petitioners

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. S.S. Narula, Advocate for the petitioners.

Mr. Kanisth Ganeriwala, Assistant Advocate General,
Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No. 51 dated 30.06.2017, under Section 306, 34 IPC, registered at Police Station Bhindisaidan, Amritsar.

Learned counsel for the petitioners contends that allegations against the petitioners in the FIR do not *prima facie* constitute an offence under Section 306 IPC. In the suicide note, the deceased has stated that he is committing suicide because his brother Jaswant Singh had sold his land and made a Will and the land was transferred in the name of wife of petitioner No. 1. It is also mentioned therein that he had told both the petitioners that his brother had already sold the entire land and division of rightful division should be done, but they did not accede to his request. He further states that land which was transferred in the name of wife of petitioner No. 1 was in fact an exchange which

was of mutual benefit to both the parties.

This Court vide order dated 11.10.2017, had directed the petitioners to appear before the trial Court and in the event of their arrest, they were to be released on interim bail to the satisfaction of the trial Court.

Learned State counsel upon instructions from ASI Jagbir Singh states that in pursuance to the order dated 11.10.2017 the petitioners have joined investigation and are not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 11.10.2017, granting ad-interim bail to the petitioners, is hereby made absolute. However, the petitioners shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

November 21, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

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