

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

(I) CRM-M-8871-2016 (O&M)
Date of decision : 28.08.2017

Jeewan Sharma

...Petitioner

Versus

State of Punjab

...Respondent

(II) CRM-M-9036-2016 (O&M)
Date of decision : 28.08.2017

Harjeet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Amrit Singh, Advocate,
for the petitioner in CRM-M-8871-2016.

Mr. Lakhwinder Singh, Advocate,
for Mr. R.D. Sharma, Advocate,
for the petitioner in CRM-M-9036-2016.

Mr. A.S. Gill, Sr. DAG, Punjab,
assisted by ASI Lekh Raj.

Mr. Munish Puri, Advocate,
for the respondent-complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 439 of the
Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in

case FIR No.2 dated 07.01.2016, registered under Sections 363, 366, 328, 506, 386 and 120-B of the Indian Penal Code, (for short, 'the IPC') at Police Station Divisiona No.1, Pathankot.

Learned counsel appearing for petitioner Jeewan Sharma, inter alia, contends that after investigation of the matter, cancellation report had been prepared subject to the FSL report on comparison of voice sample of the petitioner with the voice in the compact disc to ascertain whether the petitioner had raised a demand of Rs.6.5 lac to release the detainee/complainant. It is further submitted that the petitioner has repeatedly joined the investigation and that nothing is to be recovered from her.

Learned counsel appearing on behalf of petitioner-Harjeet Singh submits that the petitioner solemnized marriage with the complainant and sought protection from this Court by filing CRM-M-69-2016, which was disposed of by this Court.

On the other hand, learned State counsel has strongly opposed the instant petitions. He, on instructions, states that the voice sample of petitioner-Jeewan Sharma has matched with the voice in the compact disc, wherein, the petitioner is heard raising a specific demand of Rs.6.5 lac to release the detainee.

Heard.

Keeping in view the result of the voice sample, the investigation carried out by the police and subsequent preparation of the cancellation report is of no consequence. Rather, it reflects that the police has connived with the petitioner.

In view of the above, the instant petitions are hereby dismissed.

However, nothing noticed hereinabove shall be construed as an expression of opinion on the merits of the instant case.

28.08.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No