

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH.**

CRM-M-35269 of 2017

Date of decision: March 14, 2018

Jasvir Singh Khosa

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA**

Present: Mr. Manvinder Sidhu, Advocate for the petitioner.

Ms. Tanushree, Deputy Advocate General, Haryana.

**Rajan Gupta, J.**

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 306, 384, 388, 389, 506 read with Section 34 IPC at Police Station Ellenabad, District Sirsa, vide FIR No.90 dated 29.04.2017.

The FIR was registered on the basis of statement made by deceased Joga Singh after consuming poisonous substance. He stated to the police that he had given his land on *Batai* to co-accused Kulwinder, who had to pay Rs.2,50,000/- regarding the land for the year 2015-2016. On 29.10.2016, when deceased visited the house of Kulwinder regarding payment, no payment was made to him. However, liquor and meal were offered to him. On 29.10.2016, deceased received a phone call that he had committed rape upon wife of accused Kulwinder. He was asked to shell out Rs.5.00 lacs to save himself. Out of fear, Joga Singh consumed poisonous substance. Later on, he died in the hospital on 15.12.2016. During

investigation, co-accused Kulwinder and his wife Sandeep Kaur made disclosure statements that conspiracy was hatched by petitioner Jasvir Singh Khosa and intoxicating drug administered to the deceased in meal, was also provided by him.

It is evident that petitioner has been arraigned as an accused, as deceased was driven to suicide due to threat of registration of case under section 376 IPC. He was thereafter, blackmailed. Accused claimed that a video, which would damage reputation of the deceased, has also been prepared. Petitioner was granted ad-interim pre-arrest bail by this court, vide order dated October 09, 2017. However, stand of the investigating agency is that he has failed to cooperate. Thus, custodial interrogation of the petitioner may be necessary to take the investigation to its logical end. I find no ground to extend the concession of anticipatory bail to the petitioner. Petition is without any merit and is hereby dismissed.

**(RAJAN GUPTA)**  
**JUDGE**

March 14, 2018  
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No