

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

CRM-M-43648-2018
Date of decision: 11.12.2018

Tarun Yadav

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. H. S. Deol, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, DAG, Punjab.

Mr. Sanyam Malhotra, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 139 dated 09.09.2018, under Sections 306/34 of the IPC, registered at Police Station Urban Estate, Patiala.

The operative part of the order dated 03.10.2018, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned Senior counsel for the petitioner submits that the brother of petitioner Tarun Yadav, namely Major Neeraj Yadav, was married to Nikita Yadav (complainant herein) and they had a matrimonial discord, on account of which, Nikita Yadav was residing with her parents.

Learned Senior counsel further submits that as per allegations in the FIR, father of Nikita Yadav had allegedly committed suicide and the petitioner is roped in this FIR only on the basis of the suicide note in which, name of petitioner finds mention, though he had no role in the matrimonial life of his brother.

Learned Senior counsel has further submitted that the suicide had taken place at Patiala and the petitioner is residing in Gurugram whereas Major Neeraj Yadav, husband of complainant Nikita Yadav,

is presently posted in Arunachal Pradesh. It is submitted that petitioner has been roped in just to put pressure on the entire family.

Notice of motion for 11.12.2018.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 03.10.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Shamsher Singh, assisted by learned counsel for the complainant, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 03.10.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

December 11, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No