

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

CRM-M-46184-2018 (O&M)
Date of decision: 13.11.2018

Kaka Singh @ Rajwinder Singh and another ..Petitioner(s)

VERSUS

State of Punjab ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Kamaldeep S. Sidhu, Advocate.
for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioners in case FIR No.206 dated 8.8.2018 registered for the offences punishable under Sections 306, 34 of Indian Penal Code, at Police Station Raman, District Bathinda.

Heard.

The allegation levelled against the petitioners in the FIR is that they abetted Mandeep Singh deceased to commit suicide. FIR was lodged by his father Jagsir Singh. However, Jagsir Singh appeared before learned Additional Sessions Judge on 11.9.2018 and suffered a statement (Annexure P-3) on oath to the effect that both the petitioners have no role with regard to the death of his son. No suicide note was ever recovered.

Learned State counsel on instructions from ASI Raghubir Singh states that the petitioners have joined the investigation.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 17.10.2018 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioners shall make themselves available for interrogation by the police as and when required;
- (ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against them so as to dissuade them from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioners shall not leave India without the prior permission of the trial Court.
- (iv) that the petitioners will seek regular bail on the presentation of challan in Court.

November 13, 2018
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No