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

CRM-M-15728 of 2019

Date of decision: May 08, 2019

Hardeep Singh @ Sonu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. D.K. Bhatti, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG Punjab.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner in FIR No.32 dated 10.03.2019, under Sections 306, 34 of the Indian Penal Code, 1860, registered at Police Station Cantt. Jalandhar, District Jalandhar.

Mr. Rahul Kumar, Advocate appears and files *vakalatnama* on behalf of the complainant.

On 08.04.2019, this Court has passed the following order:-

“Present petition has been filed under Section 438 Cr.P.C for grant of pre arrest bail to the petitioner in case FIR No.32 dated 10.03.2019, under Sections 306/34 IPC, registered at Police Station Cantt. Jalandhar, District Jalandhar.

It has been pointed out by learned counsel for the petitioner that as a matter of fact, the deceased was a previous convict in an FIR under Sections 420 read with Section 34 IPC and a reference is made to the order passed by this Court on 11.02.2019 (P-2). Further contended that alleged suicide note has already been recovered by the Investigating Officer and

he is ready to fully cooperate with the investigation of this case.

Learned State counsel seeks time to verify the factum of conviction of deceased.

On his request, adjourned to 08.05.2019.

In the meanwhile, petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from Assistant Sub Inspector Kuldeep Singh has submitted that the petitioner has joined investigation in terms of order dated 08.04.2019 and his custodial interrogation is not required.

In view of the above, order dated 08.04.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

May 08, 2019

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Whether speaking/ reasoned: **Yes**

Whether Reportable: **No**