

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

**CRM-M No.27142 of 2019 (O&M)
Date of Decision: 10.12.2019**

Baksho

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Jasraj Singh, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.264 dated 27.10.2018, under Sections 306, 34 of the Indian Penal Code, 1860, registered at Police Station Tanda, District Hoshiarpur.

This Court, on 20.06.2019, passed the following order:-

“ Learned counsel for the petitioner contends that offence under Section 306 of the Indian Penal Code is not made out from bare reading of the FIR as there are no allegations of abetment to commit suicide as defined in Section 107 of the Indian Penal Code.

Notice of motion.

On asking of the Court, Ms. Bhavna Gupta, DAG, Punjab accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 31.07.2019.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall

join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from ASI Ranjit, has acknowledged that in terms of order dated 20.06.2019, petitioner has joined the investigation and her custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioner.

In view of above, interim order dated 20.06.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

Disposed off accordingly.

December 10, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>