

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

CRM-M-41042-2019 (O&M)

Date of decision : 30.10.2019

Harjinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Nakul Sharma, Advocate for the petitioner.

Mr. Surinder Pal Singh Tinna, Additional A.G. Punjab.

ANIL KSHETARPAL, J. (ORAL)

On 24.09.2019, following order was passed by this Court:-

“Petitioner prays for pre-arrest bail in FIR No.75 dated 16.07.2019, registered under Section 306 IPC at Police Station Sadar, Raikot, District Ludhiana.

Learned counsel for the petitioner submits that from the reading of the averments made in the FIR, there are no allegations which may constitute offence of abatement of suicide punishable under Section 306 IPC. He further refers to Section 107 of the Indian Penal Code where abetment has been defined. He relies upon the order dated 06.09.2019 passed in CRM-M-37630 of 2019 vide which his co-accused has been granted interim protection.

Notice of motion for 30.10.2019.

To be heard alongwith CRM-M-37630 of 2019.

On the asking of the Court, Mr.Bhupender Beniwal,

AAG, Punjab, accepts notice on behalf of the State. Let a copy of the petition be handed-over to him during the course of the day.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his 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.”

Learned counsel for the State, on instructions from ASI Dalwinder Singh, has submitted that the petitioner has joined investigation, cooperated and not required for further custodial interrogation.

In view thereof, order dated 24.09.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

30.10.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No