

In the High Court of Punjab and Haryana at Chandigarh

206

CRM-M-21294-2020 (O & M)

Date of Decision: September 07, 2020

JASWINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Mandeep Kumar Dhot, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 137 dated 17.06.2020, under Section 306 of the Indian Penal Code, 1860 ('IPC' - for short), registered at Police Station Amargarh, District Sangrur.

Learned counsel for the petitioner contends that the allegations in the FIR would not constitute a *prima facie* case for the commission of offence punishable under Section 306 IPC, as it is alleged that one Balwant Singh, who had taken panchayat land on lease, was asked to cultivate the passage adjoining the land of the deceased due to which the deceased was upset. The wife of the petitioner is an elected Panch. He also contends that there is no suicide note, which had been left behind by the deceased.

This Court, by the order dated 31.07.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from Sub Inspector Gurpreet Kaur, states that although the petitioner has joined investigation but the allegations are serious and, therefore, he is not entitled to the concession of anticipatory bail.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 31.07.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 07, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No