

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

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**CRM-M-22062-2021(O&M)
Decided on : 01.09.2021**

JAGDEV SINGH

. . . Petitioner(s)

Versus

STATE OF PUNJAB

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Deepak Aggarwal, Advocate
for the petitioner(s).

Mr. Amit Mehta, Sr. DAG Punjab
assisted by ASI Malkit Singh.

MANJARI NEHRU KAUL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.100 dated 10.05.2020 under Section 306 IPC added vide G.D. No.22 dated 24.05.2020 and offence under Section 302/120-B IPC deleted registered at Police Station Canal Colony, District Bathinda.

Learned counsel for the petitioner submits that pursuant to order dated 03rd June 2021 passed by this Court, the petitioner has joined investigation. He submits that the case was registered under Sections 302 and 120-B of the IPC, however, subsequently the offence under Section 302 was deleted and offence under Section 306 IPC added. Learned counsel submits that false allegations had been levelled in the FIR in question that

the petitioner had pushed the sister of the complainant (since deceased) from the administrative block of the University, as a result of which she lost her life. It was further contended that there was no qualitative evidence on record to connect the petitioner with the allegations levelled of pushing the sister of the complainant, as a result of which, Section 302 was deleted and Section 306 IPC added. There were also allegations levelled that the occurrence in question had taken place as the petitioner had been pressurizing the deceased, with whom he had been in a relationship, to solemnize marriage with him. It has thus been contended that in the facts and circumstances of the case and the allegations levelled, the ingredients to attract the mischief of Section 306 IPC and Section 107 IPC were clearly amiss.

Learned State counsel on instructions from ASI Malkit Singh states that the petitioner has joined investigation and is no longer required for further interrogation.

In view of the above, the petition is allowed and interim order dated 03rd June 2021 is made absolute subject to the conditions laid down in Section 438(2) CrPC.

(MANJARI NEHRU KAUL)
JUDGE

September 01, 2021
S.Sharma(syr)

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