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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.40419 of 2021 (O&M)
Decided on: 10.12.2021

Gurjant Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. S.S. Sidhu, Advocate
for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.64 dated 07.09.2021 under Sections 306, 506, 34 IPC, registered at Police Station Balianwali, District Bathinda.

The operative part of the order dated 28.09.2021, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“....Learned counsel for the petitioner submits that FIR has been registered on a complaint given by sister-in-law (Bhabhi) of the petitioner and wife of deceased brother Balraj Singh, with the allegations that there was a family dispute regarding partition of land and on account of threats given by the petitioner, her husband Balraj Singh has committed suicide by consuming some poisonous substance. It is further submitted that in fact, as per jamabandi for the year 2018-2019, deceased was shown in excess share of land and the petitioner was demanding his share back and same do not amount to abetment in a manner that the deceased has no other option, but to commit suicide. It is also submitted that

prior to committing of suicide, there was no complaint from complainant side or from deceased brother of the petitioner in this regard and it is only after, deceased Balraj Singh committed suicide and this plea has been taken for the first time.

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 28.09.2021, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Chamkaur Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 28.09.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

10.12.2021
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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No