

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-44085-2021 (O&M)
Date of decision: 26.11.2021

Nand Kishor

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. S.K. Rana, Advocate
for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.468 dated 26.08.2020 under Section 306 IPC read with Section 34 IPC, registered at Police Station Mujessar, District Faridabad.

While granting interim bail to the petitioner, following order was passed by this Court on 25.10.2021: -

“...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 inasmuch as there is no averment that the petitioner had harassed the deceased with an intention to compel him to commit suicide. He also contends that the complainant has compromised the

matter with the petitioner and has referred to the copy of the affidavits at Annexures P2 and P3. He further contends that the similarly situated co-accused Sandeep @ Bablu has been granted anticipatory bail by this Court by order dated 15.09.2021 passed in CRM-M No. 20598 of 2021...”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Mahesh Kumar, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 25.10.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

26.11.2021
vishnu

[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No