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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45223-2021 (O&M)
Date of Decision:24.02.2022

Partap Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gautam Dutt, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Salil Bali, Advocate for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in a case FIR No.0090 dated 15.09.2021 registered under Section 306 IPC at Police Station Khuhi Khera, District Fazilka, who apprehends his arrest at the hands of Police.

On 29.10.2021, this Court had passed the following order:

“Learned senior counsel contends that victim namely, Ankush jumped in a canal and had shown the live video to his close relatives while taking the extreme step, but no reason for his alleged suicide was disclosed by him either in writing or otherwise. Learned Senior counsel has contended that the victim had taken the hotel of petitioner's daughter on lease for a period of one year and the brother of the victim has levelled allegations against the petitioner that he was pressurizing him to vacate the hotel. According to him, the petitioner is disabled person and in the given facts at this stage his custodial interrogation may not be necessary.

Notice of motion for 24.02.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal

and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C. ”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel, who is instructed by HC Vipin Chander, states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 29.10.2021 is made absolute.

24.02.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No