

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-46518-2021

Date of decision : 19.01.2022

Geetanjli and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.J.S.Thakur, Advocate
for the petitioners.

Mr.Sukhbeer Singh, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in FIR no.18 dated 02.06.2021 registered under Sections 306, 34 IPC at Police Station GRP Jalandhar.

On 03.11.2021, this Court was pleased to pass the following order:-

“Inter alia contends that in the present case, it is petitioner no.1 who had got the FIR dated 04.05.2021 registered against her in-laws, and as per the said FIR, allegations had been made with respect to beatings having been given to petitioner no.1 regarding which a video had also been made by the petitioner. It is further submitted that the father of the complainant had died in a train accident, however, as a counter blast, the present FIR has been registered by the complainant by making it a case of suicide. It is submitted that even as per the

allegations in the FIR, the same does not tantamount to abetment / instigation of suicide and thus the offence under Section 306 IPC would not be made out. It is further submitted that in fact the complainant Priya Dev has stated in the compromise dated 19.10.2021 that the father of the complainant had died in a train accident and the suicide note was also not scribed by him inasmuch as he was not literate.

Notice of motion.

On advance notice, Mr.N.K.Banka, DAG, Punjab, appears and accepts notice on behalf of the respondent-State.

Adjourned to 18.01.2022.

In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting / Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. ”

Learned counsel for the petitioners has submitted that in pursuance of the said order, the petitioners have joined the investigation.

Learned State counsel, on instructions from ASI Sukhdev Singh, has submitted that the petitioners have joined the investigation and are not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 03.11.2021 and also the fact that the petitioners have joined the investigation and are not required for further investigation, the present petition for anticipatory bail is allowed and the interim order dated 03.11.2021 is made absolute.

Nothing stated above shall be construed as an expression of

opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

January 19, 2022
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No