

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

CRM-M-47626-2021 (O&M)

Date of decision: 22.03.2022

Brij Pal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ashish Grewal, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

Mr. M. S. Yadav, Advocate &
Mr. M. K. Pundir, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.246 dated 29.08.2021 registered under Sections 306, 34 of the IPC [Section 3(2)(v) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, added later on] at Police Station Chhappar, District Yamuna Nagar.

The operative part of the order dated 02.12.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has argued that as per the allegations in the FIR, registered at the instance of Satpal, brother of the deceased – Ved Parkash, it is stated that the co-accused Shish Pal Baba and the petitioner are harassing his brother and had taken money from his wife Sonia. It is also stated in the FIR that by using some magic, Shish Pal Baba is putting pressure on Ved Parkash

to give another amount of Rs.65,000/- and thereafter, feeling harassed, Ved Parkash committed suicide.

Counsel for the State assisted by counsel for the complainant and on instructions from the Deputy Superintendent of Police and the Investigating Officer, has submitted that the aforesaid Shish Pal Baba was having some relationship with the wife of the deceased and on that pretext, he was demanding the money from deceased – Ved Parkash. However, there is no direct allegations against the petitioner that he was in such dominating position over the mind of the deceased – Ved Parkash that he has forced him to commit suicide.

List again on 09.03.2022.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 02.12.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SHO Jasbir Singh, assisted by learned counsel for the complainant, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 02.12.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

22.03.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No