

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49051-2021
Date of Decision: 17.03.2022

Raju Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. Ved Parkash, Advocate,
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

(Through video conferencing)

PANKAJ JAIN, J. (ORAL)

The petitioner has prayed for grant of pre-arrest bail in FIR No.301 dated 28.10.2021 registered under Sections 306, 323, 328, 34, 365 and 506 of the Indian Penal Code, at Police Station Kalayat, District Kaithal.

On 23.11.2021, the following order was passed:-

“The matter has been taken up through video-conferencing due to COVID-19 pandemic.

Petitioners-Sanju and Raju Kumar are seeking anticipatory bail in the case bearing FIR No. 301 dated 28.10.2021.

Precisely, the allegations against the petitioners are to the effect that they had abetted the commission of suicide by the husband of complainant which took place about two months ago and further they had administered some toxic material and as a result thereof, complainant became unconscious. There were four injuries on her person.

It has been stated by learned counsel for the petitioner that husband of the complainant had died on account of electrocution about two months prior to the registration of the FIR, no post-mortem examination was conducted, petitioner is relative of the complainant and

the present FIR has been lodged on account of dispute pertaining to 11 acres of land. Moreover, the petitioner was earlier granted interim bail by the Court of Session though application under Section 438 Cr.P.C. was subsequently dismissed. All other co-accused have been granted pre-arrest bail.

Notice of motion.

Mr. Zorawar Singh Chauhan, Deputy Advocate General, Haryana, accepts notice on behalf of the respondent-State.

In the meanwhile, the petitioners are directed to join investigation and in the event of their arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.

List on 17.03.2022.

Photocopy of this order be placed on the file of other connected cases.”

Today, learned State counsel, on instructions from SI Gurudev Singh, has stated that pursuant to the order dated 23.11.2021, the petitioner has joined investigation and is no longer required for custodial interrogation.

In view of above, the interim order dated 23.11.2021 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

This petition stands disposed off.

(PANKAJ JAIN)
JUDGE

17.03.2022
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No