

102+207 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-30951-2022 in/and
CRM-M-54652-2021
Date of Decision: 31.08.2022

ASHWANI KUMAR AND ANOTHER ... PETITIONERS
VS.
STATE OF PUNJAB .. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

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

Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI, J.(ORAL)

CRM-30951-2022

This is an application for placing on record copy of MRL of
petitioner No.1 as Annexure P-5.

For the reasons stated in the application, the same is allowed.
Copy of MLR of petitioner No.1 is taken on record as Annexure P-5,
subject to all just exceptions.

Registry is directed to tag the same at appropriate place.

Application is disposed of.

CRM-M-54652-2021

On 13.05.2022, the following order was passed in the main
case:-

“Through instant petition, the petitioners are seeking
anticipatory bail in case bearing FIR No.0108 dated 02.12.2021
under Sections 306 and 34 IPC, registered at Police Station
Garhdiwal, District Hoshiarpur.

Briefly, the FIR was registered on the allegations that the
marriage of the deceased was solemnized with Sarabjeet Singh, the
son of the petitioners about two years prior to the occurrence. The
petitioners alongwith their son had been taunting the deceased as
no child was born from the wedlock. Consequently, she had
committed suicide by setting herself on fire.

Learned counsel for the petitioners contend that the
petitioners are residing in the separate portion of the same house
from the family of their son Sarabjeet Singh. Even the deceased had
not left any suicide note.

Learned State counsel has also asserted that the challan has been presented against Sarabjeet Singh, co-accused, and the petitioners have preferred an application/representation to the Senior Superintendent of Police, Hoshiarpur for declaring them innocent and no decision has been taken till date on the said application/representation.

Adjourned to 18.08.2022.

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.”

Learned counsel for the petitioners contends that in pursuance of interim directions issued by this Court, the petitioners have joined the investigation.

Learned State counsel, on instructions from ASI Balwinder Singh, has stated that the petitioners have joined the investigation and their custodial interrogation is not required.

Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioners. Accordingly, order dated 13.05.2022, vide which the petitioners have been granted interim bail, is made absolute.

Petition is allowed.

31.08.2022
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No