

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

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CRM-M-7415-2023

Date of Decision: 16.02.2023

Kulbir Singh**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Ravi Malhotra, Advocate for the petitioner

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Subhash Chander)

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner, through instant petition under Section 439 Cr.P.C., is seeking anticipatory bail in FIR No.0042 dated 28.03.2022 under Sections 306 & 120-B of IPC registered at Police Station City Rupnagar, District Rupnagar.

2. The case of prosecution is that Jaspreet Kaur aged 26 years performed marriage with petitioner on 18.06.2019. This was second marriage of petitioner as well as deceased. The petitioner was having illicit relations with his sister-in-law (*bhabhi*). On account of his illicit relations with his sister-in-law, the petitioner used to harass the deceased. He used to beat her. On 27.03.2022, the brother of the deceased received a telephonic call and came to know that his brother-in-law (petitioner) has consumed some poisonous substance and he has been referred to GMCH, Sector 32, Chandigarh. When the complainant reached GMCH, Sector 32, Chandigarh, he came to know that his sister as well as his

brother-in-law have consumed poison. The petitioner survived, however, sister of the complainant passed away.

3. Learned counsel for the petitioner, *inter alia* contends that the petitioner is in custody since 16.04.2022. The FIR was registered against three persons apart from the petitioner. The father, brother and sister-in-law of the petitioner stand released on bail. The father of the petitioner was granted regular bail by Sessions Court whereas sister-in-law has been granted regular bail by this Court vide order dated 29.07.2022 passed in CRM-M-20092-2022. The brother of the petitioner has been granted concession of anticipatory bail.

4. The petitioner has not enclosed translated version of the FIR along with the petition and he has also not placed on record order passed by Sessions Court whereby regular bail of the petitioner was dismissed.

5. On being confronted with these facts, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to file afresh with better particulars.

6. Dismissed as withdrawn with aforesaid liberty.

(JAGMOHAN BANSAL)
JUDGE

16.02.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*