

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

**CRM-M No.19104 of 2023 (O&M)
Date of Decision: 06.10.2023**

Naresh Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Aditya Sanghi, Advocate
for the petitioner.

Mr. Gurlal Singh Dhillon, AAG, Punjab
for the respondent-State.

MEENAKSHI I. MEHTA, J. (Oral)

The petitioner herein has sought the relief of regular bail in the criminal case arisen out of the FIR bearing No.41 dated 09.03.2023 registered at Police Station Passiana, District Patiala, under Sections 306, 384 & 120-B IPC, with the allegations that his (petitioner's) nephew named Sanjeev, i.e his co-accused, had constantly been harassing and blackmailing the daughter of the complainant (since deceased and here-in-after to be referred as 'the victim') as he was having her objectionable photographs with him and due to this reason, she (victim) had taken the extreme step of ending her life and the complainant suspected that accused Sanjeev had committed the said crime in conspiracy with the petitioner and his another co-accused namely Monu @ Tarun.

2. Status-Report has already been submitted on behalf of the respondent-State, by way of the affidavit of the Deputy Superintendent of Police, Detective, Patiala.

3. Learned State counsel has filed the Custody-Certificate of the petitioner in the Court today and the same is taken on the record.

4. I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file carefully.

5. Learned counsel for the petitioner contends that the petitioner is behind the bars since the day of his arrest, i.e 10.03.2023 and the Challan has also been presented and even otherwise, the main role in the alleged commission of the crime in the instant case, has been attributed to said Sanjeev, the co-accused of the petitioner and moreover, the petitioner is neither involved nor has been convicted in any other criminal case and to add to it, his co-accused, Tarun Garg @ Monu, whose alleged role in the occurrence in question, is similar to that of the petitioner, has already been extended the relief of anticipatory bail by the Co-ordinate Bench vide the order passed on 10.08.2023 in **CRM-M No. 14872 of 2023** and in these circumstances, the petitioner deserves the relief, as prayed for in the present petition.

6. Learned State counsel does not dispute the afore-referred factual position but he opposes the prayer of the petitioner for the grant of the relief of regular bail.

7. However, keeping in view the above-discussed undisputed

facts and circumstances and also the fact that the trial of the case is likely to take considerable time to conclude and without commenting or expressing any opinion on the merits of the criminal case under reference, the petitioner named Naresh Kumar is, hereby, ordered to be released on regular bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. The petition in hand stands allowed accordingly.

06.10.2023
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No