

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M-24787-2023

Date of decision: 08.08.2023

Ravi Kumar and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sunny K. Singla, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.10 dated 21.01.2023 under Sections 306 and 34 of the IPC registered at Police Station City Sangrur, District Sangrur.

2. On the last date of hearing i.e. 16.05.2023, while noticing the following submissions made by the learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation:-

“Learned counsel submits that a false case having been planted upon the petitioner is evident from the huge delay of more than 2 months in the lodging of the FIR. He further submits that as per the contents of the FIR itself, the alleged suicide note left behind by the deceased was recovered on the day of the suicide itself by his family, however, strangely it took more than 2 months for the complainant to produce it before the police. It has also been urged that even otherwise as per allegations levelled in the FIR, the deceased committed suicide as he had been thrown out of his job as the petitioners had levelled allegations of some theft that had taken place in the residence of the Deputy Commissioner, Sangrur. Learned

counsel has submitted that the essential ingredients to attract the mischief of an offence under Section 306 IPC are thus clearly amiss.”

3. Learned counsel for the petitioners submits that in compliance of order dated 16.05.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Harish Kumar, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 16.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.08.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No