

[207] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31348-2023

Date of Decision : 16.10.2023

Jagtar Singh

...Petitioner

versus

State of Punjab

....Respondent

Coram : HON'BLE MS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Krishan Singh, Advocate for the petitioner.
Mr. Mohit Kapoor, Additional Advocate General, Punjab.
Mr. Jasvir Singh Dhaliwal, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

[1] The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.52 dated 10.06.2023 under Sections 306 and 34 IPC registered at Police Station Bareta, District Mansa, Punjab.

[2] On the last date of hearing, i.e. 12.07.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“ Learned counsel for the petitioner submits that necessary ingredients to attract the mischief of Section 306/107 of the IPC are not even remotely made out against the petitioner which would be evident from a perusal of the allegations levelled in the FIR in question which has been annexed as Annexure P-1. He submits that rather it had been alleged in the FIR by the complainant that her husband i.e. the deceased had committed suicide on account of the malicious rumors circulated and taunts by the co-accused that she was having an affair with the petitioner. He further

submits that the petitioner is ready to join investigation and cooperate with the investigating agency. ”

[3] Learned counsel for the petitioner submits that in compliance of the order dated 12.07.2023, the petitioner has joined investigation and cooperated with the investigating agency.

[4] Learned State Counsel, on instructions from *HC Darshan Singh*, does not dispute the factum of the petitioner having joined investigation and having cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

[5] In the circumstances, the petition is allowed and the interim order dated 12.07.2023 is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

16.10.2023

'Rajneesh'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>