

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

CRM-M No.35410 of 2022

Date of decision: 9th February, 2023

Somi & another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Anantdeep Singh, Advocate for
Mr. L.S. Lakhanpal, Advocate for the petitioners.

Mr. Sanish Girdhar, Assistant Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

Instant petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case bearing FIR No.60 dated 16.03.2022 under Section 306 IPC registered at Police Station Sadar Samana, District Patiala.

It is the case of the petitioners that the basic ingredients to attract mischief of an offence under Sections 306/107 IPC is not made out in the case in hand as only vague allegations have been levelled against them in the suicide note left behind by the deceased that all the persons mentioned therein including the petitioners were responsible for his death.

Learned counsel for the petitioners submits that in compliance of the order dated 09.08.2022, the petitioners have joined the investigation and cooperated with the investigating agency.

Learned State counsel, on instructions does not dispute the factum of the petitioners having joined the 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.

In the circumstances, the petition is allowed and the interim order dated 09.08.2022 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

February 9, 2023
rps

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