

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

**CRM-M-34357-2023 (O&M)**

**Date of Decision: 05.09.2023**

Jagdish

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. Bhupinder Singh Bairagi, Advocate, for the petitioner.

Mr. Gagandeep Singh Chhina, AAG, Haryana  
for the respondent.

**MAHABIR SINGH SINDHU. J.**

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short “Cr.P.C”) for grant of pre-arrest bail to the petitioner in FIR No.105 dated 17.03.2020, under Section 306 of Indian Penal Code (for short “IPC”), registered at Police Station Sadar Yamuna Nagar (Haryana).

2. Petitioner has been nominated in the present case on the basis of statement made by complainant-Ravi with the allegations that his father (since deceased) gave Rs.5 lacs to one Jagdish Meena, who wanted to sell his house without disclosing this fact to his family. Before consuming Sulphas, the deceased had told the complainant that Jagdish Meena was responsible for his death.

3. This Court vide order dated 16.08.2023, granted interim bail to petitioner and the same reads as under:-

*“Contends inter alia that matter has been compromised between  
the parties at their own level.*

*Learned State Counsel will verify the above factual position.*

*Posted for 05.09.2023.*

*In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973. ”*

4. Learned counsel on instructions from petitioner submits that in pursuance of the aforesaid order, he joined investigation and his custodial interrogation is not required by the Police.

5. The above factual position is duly acknowledged by learned State Counsel, on instructions from ASI Jasbir, fairly submitted that custodial interrogation of the petitioner is not required at this stage.

6. In view of above, interim order dated 16.08.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

7. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

8. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.

9. Disposed off accordingly.

05.09.2023

*jyoti3*

**(MAHABIR SINGH SINDHU)**  
**JUDGE**

**Whether speaking/reasoned : Yes/No**

**Whether Reportable: Yes/No**