

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-48750-2022 (O&M)
Date of Decision: 14.03.2023

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. P.P.S. Brar, Advocate for
Mr. K.B.S. Mann, Advocate the petitioner

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Chamkaur Singh)

JAGMOHAN BANSAL, J. (ORAL)

On 21.11.2022, the following order was passed:-

“Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.02 dated 14.01.2021, registered under Section 306 IPC at Police Station Badhni Kalan, District Moga.

Learned counsel for the petitioner contends that the petitioner is employed in Indian Army. He was engaged with the deceased in February, 2020. As per the allegations, the petitioner had refused to solemnize marriage which prompted the deceased to commit suicide. The occurrence took place as back as on 12.01.2021.

Notice of motion.

Ms. Ruchika Sabherwal, DAG, Punjab accepts notice on behalf of the respondent-State.

Adjourned to 14.03.2023.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on

furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Chamkaur Singh, submits that petitioner has joined investigation and no custodial interrogation is required. He further submits that challan stands presented.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 21.11.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

14.03.2023
Mohit Kumar

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