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

CRM-M-55786-2022

Date of Decision:24.03.2023

HARJINDER VERMA ALIAS RAJI AND ANR.

..... Petitioners

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Nakul Sharma, Advocate for
Mr. Mandeep Singh Sachdev, Advocate
for the petitioners.

Mr. Amish Sharma, AAG, Punjab
assisted by ASI Mohan Lal.

JAGMOHAN BANSAL, J. (Oral)

On 23.12.2022 following order was passed:

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.275 dated 24.09.2022, registered for offences under Sections 306 and 120-B of the Indian Penal Code, 1860, at Police Station Rama Mandi, District Police Commissionerate Jalandhar, Annexure P-1.

Counsel for the petitioners submits that there are allegations that the petitioners, who are the relatives of the husband of the deceased, have harassed her. By relying upon Rent Agreements and Rent Receipts, Annexures P-2, P-3, P-5 and P-6, respectively, he contends that petitioners were living separately. It is his argument that the deceased has not left behind any suicide note and essential ingredients

of Section 107, IPC, are not met with.

Notice of motion.

On asking of the Court, Mr. P.S.Grewal, DAG, Punjab, accepts notice on behalf of the respondent-State. Upon instructions from ASI, Som Nath, he submits that it has been ascertained that the petitioners were living on rent in different premises and the deceased's husband is in custody. He seeks and is granted time to file a status report.

List on 24.03.2023.

Petitioners are directed to appear before the Investigating Officer on 05.01.2023 at 10.00 A.M. at Police Station Rama Mandi, District Police Commissionerate Jalandhar, and join the investigation and appear as and when called by the Investigating Officer. In the event of arrest, they shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. They shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioners submits that after filing of challan, the petitioners have been released on regular bail and they are regularly appearing before the learned Trial Court and facing trial.

Learned State counsel submits that petitioners have joined investigation and challan stands presented.

In view of the above, the petition is allowed and the interim protection granted to the petitioners vide order dated 23.12.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C

If the petitioners or their 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

24.03.2023

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