

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

211+2

CRM-M-58705-2022 (O&M)

Date of Decision: 15.03.2023

Manpreet Singh**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Saurabh Sharma, Advocate for the petitioner

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

JAGMOHAN BANSAL, J. (ORAL)

On 16.12.2022, 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.139 dated 16.09.2022 registered under Sections 306/506 IPC and Section 66 of Information Technology Act, 2000 at Police Station Shri Hargobindpur, District Batala.

Learned counsel for the petitioner contends that the petitioner is the brother-in-law of Gurmukh Singh, the co-accused. The marriage of the petitioner was solemnized with Amandeep Kaur, the sister of Gurmukh Singh about 03 years prior to the occurrence and they are residing separately in the matrimonial house in District Tarn Taran. The deceased was engaged with Gurmukh Singh, the brother-in-law of the petitioner. Gurmukh Singh, the co-accused had been residing in Australia. As per the allegations, the family of the deceased came to know that Gurmukh Singh, co-accused is a drug addict and he refused to solemnize marriage. Gurmukh Singh, co-accused had been threatening to kill the brother

and brother-in-law of the victim and force the victim to die. The deceased had also approached the wife of the petitioner and his mother-in-law but they refused to intervene rather they taunted the complainant. The primary allegations against the harassment have been attributed to the brother-in-law of the petitioner. Amandeep Kaur, the wife of the petitioner has been granted interim bail by this Court in terms of order dated 21.11.2022 passed in CRM-M-53952-2022 (O&M).

Notice of motion.

Mr. Iqbal Singh Mann, DAG, Punjab accepts notice on behalf of the respondent-State.

Adjourned to 15.03.2023.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim 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. To be heard along with CRM-M-53952-2022.”

Learned State counsel, on instructions from ASI Avdesh Singh, submits that petitioner has joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 16.12.2022 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

15.03.2023
Mohit Kumar

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