

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CRM-M-7154-2024(O&M)
Date of decision: 16.04.2024

Raman
...Petitioner
Versus
State of Punjab
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Suneet Singh Deol, Advocate for the petitioner.
Ms. Avneet, AAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present petition under Section 438 of the Code of Criminal Procedure (for short 'Cr.P.C.) has been filed for grant of pre-arrest bail to the petitioner in FIR No. 76 dated 20.09.2023, under Sections 306 read with Section 34 of Indian Penal Code, 1860, registered at Police Station, Ramdas, District Amritsar Rural.

- (2) Allegations are that petitioner alongwith co-accused harassed victim, due to which he committed suicide.
- (3) Contends that this Court granted interim bail to the petitioner on 09.02.2024 and in terms thereof, she has already joined the investigation and her custodial interrogation is not required.
- (4) Above factual position is duly acknowledged by learned State counsel, on instructions from the police officer present in Court and further stated that custodial interrogation of the petitioner is not required at this stage.
- (5) Heard learned counsel for the parties and perused the paper-book.
- (6) It transpires that petitioner was granted interim bail by this Court on 09.02.2024 and order reads as under:-

“ Contends that co-accused Raji has already been granted concession of interim bail pending trial vide order dated 24.01.2024 passed by this Court in CRM-M-2792-2024.

Notice of motion.

On the asking of the Court, Mr. Jashanpreet Singh, DAG, Punjab accepts notice on behalf of respondent-State and seeks time to have instructions and/or file short affidavit regarding complicity of the petitioner.

Posted for 27.02.2024.

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

To be heard along with CRM-M-2792-2024.”

(7) It is acknowledged by learned State counsel that in pursuance of above order, petitioner has joined investigation and her custodial interrogation is not required at this stage.

(8) In view of above, interim order dated 09.02.2024 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

(10) 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.

- (11) It is made clear that in case of any recurrence on the part of the petitioner, the State would be at liberty to move an application for recalling of this order.
- (12) Disposed off accordingly.
- (13) Pending application(s), if any, shall also stand disposed off.

16.04.2024
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No