

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1. CRM-M No.8202 of 2024

Vijay Singh & others
... Petitioners
Versus
State of Punjab
... Respondent

2. CRM-M No.8301 of 2024

Gurpreet Singh & others
... Petitioners
Versus
State of Punjab
... Respondent

3. CRM-M No.8319 of 2024

Vinod Garg & others
... Petitioners
Versus
State of Punjab
... Respondent

Date of decision: 4th April, 2024

CORAM: HON’BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gaurav Sharma, Advocate for the petitioners.
Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner in all the petitions detailed hereinabove are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.46 dated 07.03.2023 under Section 306 of the Indian Penal Code, 1860, registered at Police Station Bhawanigarh, District Sangrur.

2. On 16.02.2024, while noticing the following submissions made by learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

“Learned counsel for the petitioners, inter alia, contends that a false and fabricated case has been planted upon the petitioners; a bare perusal of the allegations levelled in the FIR, do not in any manner, reveal the mischief of offence under Section 306/107 of the IPC. It has been further submitted that it was on account of passions running high, the FIR in question came to be registered by the widow of the deceased, however, subsequently when better sense prevailed upon her, she withdrew the allegations levelled against the petitioners.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 16.02.2024, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Chamkaur Singh, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, all the three petitions are allowed and the interim order dated 16.02.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case

the petitioners misuse the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

April 4, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No