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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-15232-2024
Date of decision :30.04.2024

SANJAY

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ankit Singh, Advocate for
Mr. Sanawar Ali, Advocate
for the petitioner.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.99 dated 25.05.2023 registered under Sections 306 and 511 of IPC, 1860 at Police Station Canal Colony, Bathinda.

2. As per the allegations recorded in the FIR, complainant Deepak Kumar Pandey who was studying in Aadesh Medical College Bathinda received phone call from present petitioner and at that time petitioner directed the complainant not to meet his son Sagar, in future. That on account of said phone call complainant got disturbed and consumed Celphos tablets. Subsequently, complainant died on the same very day due to consumption of those poisonous tablets.

3. Counsel for the petitioner submits that if the aforesaid allegations made in the FIR are taken to be correct, even then no offence under Section 306 of IPC is made out against the accused persons

including the present petitioner. It is further submitted that there is nothing on record to prima facie establish that it was petitioner who abetted the deceased to end his life by committing suicide. Counsel for the petitioner further submits that petitioner has already joined investigation with the police in compliance of the previous order.

4. Status report by way of an affidavit of Kuldeep Singh, PPS, Deputy Superintendent of Police, City-I, Bathinda filed on behalf of State is taken on record.

5. State counsel on instructions from ASI Sukhmandir Singh apprised the Court that indeed the petitioner has joined investigation with the police and is not required by the police for any further investigation.

6. In light of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 22.03.2024 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

30.04.2024
Priyanka Thakur

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