



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.20423 of 2024 (O&M)

Date of decision: 29th July, 2024

Raghubir Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Rahi Mehra, Advocate for the petitioner.

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

Mr. Suvir Sidhu, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.242 dated 27.07.2023, registered under Sections 306 and 506 IPC at Police Station City Tarn Taran.

2. On 30.04.2024, while noticing the following submissions made by learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“The counsel for the petitioner submits that petitioner is falsely implicated in the present case relating to death of Bhupinder Singh grandson of the complainant who committed suicide by shooting himself on 25.07.2023. It is further submitted that dispute with regard to property is going on between the petitioner and deceased and his



father with regard to which the petitioner lodged complaints and in this manner petitioner took legal recourse. It is further submitted that father of the deceased filed CRWP 7528 of 2023 to challenge the said complaints lodged by the petitioner and the said petition was disposed of by Co-ordinate Bench of this Court vide order dated 31.07.2023 (Annexure P-3) with a direction to Additional Chief Secretary, Department of Home Affairs, Government of Punjab to nominate one senior Officer or formulate a Committee within one month and all the complaints be transferred so that the same can be looked into by the Competent Authority. The counsel for the petitioner further submits that in compliance of the said order a Committee was constituted and the Committee submitted its report dated 29.02.2024 against father of the deceased but the operation of the said report submitted by Committee is now stayed by this Court vide order dated 01.03.2024 in CWP No. 5128 of 2024, as has been observed by the Court of Additional Sessions Judge, Tarn Taran while passing order dated 13.03.2024 whereby the bail application filed by petitioner under Section 438 Cr.P.C. was dismissed by the said Court. The counsel for the petitioner further submits that even if the version recorded in the FIR is taken as correct at its face value, then also no offence as regards abetment to commit suicide is made out against the petitioner who was having no intention to compel the deceased to end his life by committing suicide.”



3. Learned counsel for the petitioner submits that in compliance of the order dated 30.04.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions ASI Rachpal Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. Learned counsel for the complainant has, however, brought to the notice of this Court that the petitioner is involved in another case FIR No.343 dated 18.12.2023 before the same Police Station i.e. Police Station City Taran Taran; the petitioner had approached this Court for the concession of anticipatory bail and vide order dated 25.04.2024, this Court had dismissed his prayer for anticipatory bail. It has been asserted that strangely the Investigating Officer concerned had chosen not to arrest the petitioner when he went to join investigation pursuant to the order passed in the instant case.

6. Be that as it may, since as per the directions of this Court, the petitioner has joined investigation and cooperated with the Investigating Agency, this Court deems it fit to extend the extraordinary concession of anticipatory bail to the petitioner in the instant case. In the circumstances, the petition is allowed and the



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interim order dated 30.04.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

July 29, 2024
rps

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