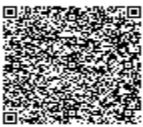


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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-36263-2024 (O&M)
Date of decision: 09.09.2024

Azad Singh Khela @ Yaadwinder Singh @ Jaadu
... Petitioner

Vs.

State of Punjab
... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. J.S. Jaidka, Advocate
for the petitioner.

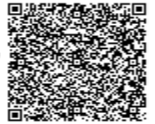
Mr. Rishabh Singla, AAG Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case bearing FIR No.61 dated 19.04.2023 under Section 304-B of the Indian Penal Code, 1860, registered at Police Station Sadar Jagraon, District Ludhiana.
2. On 30.07.2024, the following order was passed:-

“Present petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail to the petitioner(s) in case FIR No.61 dated 19.04.2023 registered under Section 304-B of Indian Penal Code, 1860, at Police Station Sadar Jagraon,

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District Ludhiana.

Notice of motion for 09.09.2024.

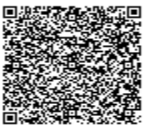
On asking of the Court, Ms. Ruchika Sabherwal, Sr. DAG, Punjab accepts notice on behalf of the respondent-State and seeks time to file reply.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when required. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

3. Learned counsel for the petitioner contends that the petitioner is brother-in-law of the deceased and he has been entangled in the present only for the reason that he is related to husband of the deceased. Further, there was no specific allegation against the petitioner and there is nothing on record that immediately before her death, he has subjected the deceased to any harassment on account of demand of dowry. Similarly situated co-accused namely Baljit Kaur has already been granted the concession of anticipatory bail by this Court vide order dated 05.03.2024 passed in CRM-M-2758-2024 (Annexure P-2).

4. Ms. Malvi Aggarwal, Advocate appears on behalf of the complainant and files his *Vakalatnama*, which is taken on record. She vehemently opposes the prayer for grant of anticipatory bail to the petitioner on the ground that there are serious and specific allegations

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against the petitioner.

5. Learned State counsel, on instructions from ASI John Masih, informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

6. In view of the statement of learned State counsel, order dated 30.07.2024 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

7. The petition stands disposed of.

[HARPREET SINGH BRAR]
JUDGE

09.09.2024
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No