

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.59579 of 2023

Date of decision: 16th April, 2024

Pal Singh @ Jaspal Singh Bhullar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kanwal Goyal & Ms. Sheena Dahiya,
Advocates for the petitioner.

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

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.53 dated 09.06.2023 under Section 306 of the IPC registered at Police Station Sadar Malout, District Sri Muktsar Sahib.

2. On the last date of hearing, i.e. 15.01.2024, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation in view of the following submissions made by learned counsel for the petitioner on 28.11.2023:

“Learned counsel for the petitioner submits that the previous petition had been withdrawn on 07.11.2023 as at that time the petitioner was not in India, however, he has since arrived back on 21.11.2023. Learned counsel inter alia contends that the petitioner was admittedly not in India

when the deceased ended his life by consuming poison. He submits that it was also a matter of record that there was a civil dispute pending between the wife of the petitioner and mother in law of the complainant and, hence, in the circumstances, mere pendency of some litigation could not be deemed to be a positive act soon before the suicide of the deceased so as to invite the mischief of Section 306 of the IPC.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 15.01.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Tejinder 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. In the circumstances, the petition is allowed and the interim order dated 15.01.2024 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

April 16, 2024
rps

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