

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-60678-2023 (O&M)
Date of Decision: 25.04.2024

BHAGWAN DASS @ KAKA
STATE OF HARYANA

....Petitioner
VERSUS
....Respondent

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. S.S. Sahu, Advocate for the petitioner.
Mr. Neeraj Poswal, AAG, Haryana.
None for respondent no.2.

MANISHA BATRA, J. (Oral)

1. The petitioner herein, is seeking pre-arrest/anticipatory bail in case bearing FIR No.286 dated 13.10.2023 registered under Sections 306/506 of IPC at Police Station Sadar Ratia, District Fatehabad.
2. Vide order dated 04.12.2023 passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 04.12.2023 passed by this Court reads as under:-

1. The petitioner is seeking anticipatory bail in the case bearing FIR No.286 dated 13.10.2023 under Sections 306/506 IPC registered at Police Station Sadar Ratia, District Fatehabad. 2. Learned counsel for the petitioner contends that on 12.10.2023, Rani Bai, the deceased had consumed some poisonous substance. She was taken to Agroha Medical College for treatment, where she died. It has been submitted that the petitioner is not in any manner related to the deceased or her family. There are bald and vague allegations to the effect that the petitioner had been harassing the deceased. No specific instance has been pointed out in the FIR. There is nothing to indicate that the matter was reported to the police or any other authority with regard to alleged harassment extended by the

petitioner to the deceased. The deceased had not recorded any suicide note. Even her statement has not been recorded during the period she was under treatment in the hospital. The FIR has been lodged after consultation and deliberation.

3. *Notice of motion.*

4. *Mr. Ranvir Singh Arya, Additional Advocate General, Haryana, accepts notice on behalf of the respondent-State.*

5. *Adjourned to 29.01.2024.*

6. *In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.*

3. Learned State counsel states that the petitioner has joined the investigation and he is not required for custodial interrogation. No useful purpose would be served by detaining him in custody. In view of the said facts but without commenting on the merits of the case, the present petition is allowed and the order dated 04.12.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

25.04.2024
Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. <i>Whether reportable</i> | <i>Yes/No</i> |