

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-64967-2023
Date of Decision:06.03.2024

Rahul
Vs.
State of Haryana

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Shashikant Singh, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana
assisted by ASI Ram Singh.

Mr. Ashok Kaushik, Advocate
for the complainant.

DEEPAK GUPTA, J.(ORAL)

On 22.12.2023, following order was passed:

“Present: Mr. Shashikant Singh, Advocate for the petitioner.

By way of present petition filed under Section 438 Cr.P.C., petitioner has prayed for grant of anticipatory bail in case FIR No.138 dated 21.05.2023 registered under Section 306/34 IPC at Police Station BPTP, District Faridabad, Haryana.

FIR has been lodged on the complaint of Dharmendra son of Jagdish, that his son Gajender alias Gajju, aged 21 years committed suicide on 20.05.2023. In his suicide note, deceased blamed the petitioner and two other to be responsible for the extreme step. Petitioner and two other boys along with deceased were residing together.

Learned counsel for the petitioner contends that the contents of the suicide note do not make out a case under Section 306

IPC to be read with Section 107 IPC. Learned counsel further contends that similarly placed coaccused Monu has already been allowed the benefit of interim anticipatory bail by this Court vide order dated 07.11.2023 passed in CRM-M-47705 of 2023 (Annexure P.3).

Notice of motion.

Mr. Randhir Singh, Addl. AG, Haryana, accepts notice on behalf of the respondent- State. Copy of the petition be supplied to him during course of the day.

Adjourned to 19.02.2024 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Status report by way of an affidavit of Ms. Monica, HPS, Assistant Commissioner of Police, Central, Faridabad has been filed on behalf of respondent- State.

Today learned State counsel, on instructions from ASI Ram Singh, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 22.12.2023 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Disposed of.

March 06, 2024

(DEEPAK GUPTA)
JUDGE

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No