

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Criminal Misc.No.M-19510 of 2013
Date of Decision: 31st August,2013**

Hargopal Singh & Anr.

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Mr.Gurvinder Singh Sidhu, Advocate,
for the petitioners.

Mr.Sandeep Chhabra, DAG, Punjab.

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Naresh Kumar Sanghi, J.

Prayer in this petition is for grant of anticipatory bail to the petitioners, namely, Hargopal Singh and Jaswant Kaur, who have been booked for having committed the offence punishable under Section 306 read with Section 34, IPC, in a case arising out of FIR No.40, dated 23.04.2013, registered at Police Station, Anandpur Sahib, District Rupnagar.

Learned counsel contends that the petitioners are the parents-in-law of Baldev Singh, who stated to have died because of consuming poisonous liquor which was served to him in a marriage party by the family members of his wife, including the present petitioners. He further submits that the incident alleged to have taken place on 19.11.2012 whereas, the matter was reported to the police for the first time on 10.04.2013, i.e after more than five months of the occurrence, and thereafter, FIR was registered on 23.04.2013. He also submits that the petitioners

have no direct nexus with the offence alleged to have been committed by them. He also submits that in compliance of the order dated 19.06.2013 passed by this Court, the petitioners have joined the investigation and no incriminating evidence has emerged against them. He further submits that the charge-sheet (report under Section 173, Cr.P.C.) qua the co-accused of the petitioners has already been submitted before the learned court below.

Learned counsel for the State, on instructions from ASI Gurmukh Singh, Police Station, Anandpur Sahib, District Rupnagar, very fairly concedes that in compliance of the order dated 19.06.2013 passed by this Court, the petitioners have joined the investigation and no more required by the Investigating Agency in this regard.

Keeping in view the totality of the facts and circumstances of the case and the fact that the petitioners have joined the investigation and no more required by the Investigating Agency, the present petition is allowed. Resultantly, the order dated 19.06.2013 passed by this Court whereby the ad-interim anticipatory bail was granted to the petitioners is made absolute.

The petitioners shall continue to join the investigation as and when required to do so and abide by all the conditions laid down under Section 438(2), Cr.P.C.

August 31, 2013
seema

(Naresh Kumar Sanghi)
Judge