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

CRM-M-17693 of 2015

Date of decision: August 18, 2015

Kuljeet Singh Shan

.....Petitioner

Versus

The Union Territory of Chandigarh (U.T.)

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Rajiv Atma Ram, Senior Advocate with
Mr. Kunal Dawar, Advocate
for the petitioner.

Mr. Deepinder Brar, Advocate
for U.T., Chandigarh.

Mr. Veneet Sehgal, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.247 dated 12.05.2015, under Section 306 of Indian Penal Code, 1860 ('IPC' for short), registered at Police Station Sector 34, Chandigarh.

Prosecution story in brief is that Durlabh Singh Lamba had committed suicide on 29.04.2015. The deceased had left behind a suicide note, wherein, he had alleged that the petitioner and his son were responsible for his death.

Learned Senior Counsel for the petitioner has submitted that the petitioner has filed civil suit for declaration that he was absolute owner of 1/4th share of the ground floor of the house in question. Petitioner had challenged the Will dated 20.05.2011 allegedly executed by Harnam Singh Shan in favour of

Tejinder Kaur, Inderjit Kaur and Pushpinder Kaur. So far as the deceased is concerned, he was the attesting witness to the said Will. As per the report of the Central Forensic Science Laboratory, the signatures of the executant on the Will were opined to be forged. Petitioner had lodged FIR No.127 dated 25.04.2014, under Sections 420, 511, 467, 468, 471, 120B IPC, at Police Station Central, Sector-17, Chandigarh. The deceased was also arrayed as one of the accused. Petitioner had taken recourse to law and could not be said to be responsible for abetting the suicide committed by the deceased.

Learned counsel for the Administrator, who is assisted by learned counsel for the complainant, on the other hand has opposed the petition. On instructions from Assistant Sub Inspector Sewa Singh, learned counsel for the Administrator has submitted that in pursuance to the order passed by this Court dated 28.05.2015, petitioner has joined investigation.

Keeping in view the submissions made by learned Senior counsel, it would be just and expedient to confirm the interim bail granted by this Court vide order dated 28.05.2015.

Accordingly, the interim bail granted to the petitioner by this Court vide order dated 28.05.2015, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

August 18, 2015
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