

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

**Criminal Misc. No. M-19128 of 2015
Date of Decision: 31.08.2015**

Sudesh Sethi

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Vaibhav Sehgal, Advocate
for the petitioner (s).

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 438 CrPC is for grant of anticipatory bail to the petitioner in FIR No.62 dated 11.4.2015 under Sections 306, 120-B IPC registered at Police Station Jamalpur, District Ludhiana.

This Court vide order dated 5.6.2015 has granted interim bail to the petitioner in following terms:-

“Learned counsel for the petitioner inter alia states that the alleged suicide note involves money lending by the deceased to Harpal Kaur and even the deceased facilitated loan of Rs.1 lac to Harpal Kaur by pledging his property.

According to learned counsel ingredients of offence in terms of Section 306 IPC qua petitioner are not attracted. Recital of alleged suicide note revolves around Harpal Kaur who was known to the deceased.

Notice of motion for 31.08.2015.

Meanwhile, in the event of arrest, petitioner shall be admitted to interim bail, subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that pursuant to order dated 5.6.2015, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Manjit Singh does not dispute the fact that the petitioner has joined investigation and submits that his custodial interrogation is no more required..

However, Mr. IPS Sabharwal, Advocate appearing on behalf of the complainant, submits that in fact the petitioner was charging exorbitant rate of interest from the deceased on account of money advanced by him and he had also issued threats to the complainant.

Considering the fact that as directed by this Court, the petitioner has joined investigation and his custodial interrogation is not required at this stage, the present petition is allowed and the order dated 5.6.2015 is made absolute.

However, it is made clear that the petitioner shall continue

to join investigation as and when directed by the Investigating Officer and shall abide by the terms and conditions as laid down under Section 438(2) CrPC.

August 31, 2015
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(HARI PAL VERMA)
JUDGE