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

CRM-M-38854 of 2014

Date of decision: January 06, 2015

Rakesh Virmani

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sunil Chadha, Senior Advocate with
Ms. Aarti, Advocate
for the petitioner.

Mr. Rajiv Doon, AAG Haryana.

Mr. Deepender Singh, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under 438 of Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.327 dated 05.10.2014, under Sections 306, 34 of Indian Penal Code, 1860, registered at Police Station Bhupani, District Faridabad.

Prosecution story in brief is that on 02.10.2014, Sajan Gera son of complainant committed suicide. Later, after cremation of his son on 03.10.2014, complainant came to know that his son was to pay ₹3,00,000/- to Rohit. In this regard, complainant received phone call from Rohit on 03.10.2014. Son of the complainant had committed suicide on account of harassment/threats given to him by the accused.

Learned senior counsel for the petitioner has submitted that petitioner has been falsely involved in this case. In fact, petitioner was a businessman and no role was attributed to him in

the FIR.

Learned State counsel who is assisted by Sub Inspector Brahmprakash has submitted that petitioner is not cooperating with the investigating agency, although, he has joined investigation. Recovery of the mobile phone and diary is yet to be effected from the petitioner. Learned State counsel has further submitted that statements of the mother and domestic servant of the deceased had been recorded during investigation and as per the said statements, petitioner had made a call to the deceased before he committed suicide. Learned State counsel has further submitted that in fact the accused were running online casinos and were indulging in illegal gambling.

In the present case, allegations levelled against the petitioner are serious in nature. Deceased had committed suicide on 02.10.2014. Although, deceased had not left any suicide note, but after his death it had transpired that deceased had to pay ₹3,00,000/- to accused Rohit. During investigation, it had transpired that petitioner had made phone call to the deceased before he committed suicide that he should make the payment of the amount in question, otherwise he would be eliminated. Petitioner is required for custodial interrogation.

No ground for grant of anticipatory bail to the petitioner, is made out.

Dismissed.

**(SABINA)
JUDGE**

January 06, 2015
m.singh