

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-1454 of 2016

Bajrang Lal Gupta

... Petitioner

versus

State of Haryana

... Respondent

Crl. Misc. No. M-14622 of 2016

Sunita Gupta

... Petitioner

versus

State of Haryana

... Respondent

Date of decision : 13.07.2016

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. V.K. Jindal, Sr. Advocate with
Mr. Amardeep Sheoran, Advocate for the petitioner(s)
Ms. Dimple Jain, AAG Haryana
Mr. Nitin Jain, Advocate for the complainant

ANITA CHAUDHRY, J. (ORAL)

This order shall dispose of Crl. Misc. Nos. M-1454 and 14622 of 2016.

The petitioners are seeking regular bail in FIR No. 571 dated 04.08.2015 registered under Sections 304-B, 306, 506, 34 IPC at Police Station Civil Lines, Karnal, District Karnal.

Learned counsel for the petitioners contends that the petitioners are in custody since September, 2015 and are the father-in-law and mother-in-law of the deceased Bharti. It was urged that the deceased had lived with her husband only for four days and the total period of her stay in the in-laws house was about 22 days and the husband was abroad. It was urged that the girl was working in NDRI and was educated and is said to have left a suicide note. The counsel had then referred to number of paragraphs of the suicide note which runs in about 57 pages. He urges that the tone and tenor of the writing would show that the girl was mentally not fit and was in deep depression and had mentioned that the husband was impotent and marriage had not been consummated and she was emotionally weak. It was urged that there was no demand of dowry and the husband had applied for visa and had deposited the fees. Learned counsel had extensively referred to suicide note

available in the connected file bearing CRM-M-14622 of 2016. The counsel urges

that divorce petition was filed and notice of the petition was received by the deceased on 01.08.2015 and she committed suicide on 03.08.2015. It was urged that the suicide was not on account of any harassment but the girl was under depression and mentally not fit. It was urged that various paragraphs would show that there is a repetition of facts and it has been written over a period of two days.

The bail application has been strenuously opposed by the complainant side. They have also placed on record the letter signed by a lawyer who is related to the petitioners. It was urged that lot of pressure had been created by the petitioners side for compromise.

Learned counsel for the complainant has placed on record copy of the suicide note as well as the visa status and the comments made by the petitioners' son on twitter. He urges that the husband was celebrating the death. The counsel urges that the petitioner (Bajrang Lal Gupta) was the retired Additional Commissioner (Tax. & Excise Department) Haryana and exercised influence and the suicide note was left by the deceased where she had mentioned that there were demands and taunts were thrown at her and the husband was not speaking to her and whenever any money or gifts were given to the in-laws the husband used to speak to the deceased. It was urged that the visa application had been withdrawn on 16.06.2015 and a divorce petition was filed in July 2015 of which notice was received by the deceased. It was urged that the suicide note refers to the trauma and the agony she was facing.

Learned State counsel submits that son of the petitioner is abroad and proceeding under Section 82 Cr.P.C have been initiated and bail should not be allowed to the petitioner as he would also abscond.

I have gone through the lengthy note left by the deceased. It appears that the deceased had spent two days writing the voluminous note. It refers to the various instances of humiliation, harassment, demands and conduct of the husband and his family. She wrote that she was mentally, physically drained. She speaks about the mental harassment and she feared her father-in law as he was Commissioner in Taxation Department. Allegations are indeed serious.

No case for bail is made out.

Both the petitions are dismissed.

(ANITA CHAUDHARY)
JUDGE

July 13, 2016