

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

**CRM-M-35213-2016 (O&M)
Date of Decision: 16.05.2017**

Gurnam

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. K.S. Dhanora, Advocate for the petitioner.

Mr. C.S. Bakshi, Additional Advocate General, Haryana.

Mr. Mohinder K. Nain, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.515 dated 04.07.2016 under Sections 306/34 IPC, Police Station Civil Lines, Karnal, District Karnal.

FIR has been registered on the statement of Sameena. Deceased is Nathi i.e. husband of the complainant and who is stated to have committed suicide by hanging on 04.07.2016.

Allegations against the present petitioner are that Nathi (since deceased) had been employed as a driver of the truck belonging to the petitioner and his salary for a period of one year had not been released. There are also allegations against co-accused, Rajesh Kamboj of an amount of Rs.15,000/- having been advanced as loan and even such loan having not been repaid.

Counsel appearing for the petitioner has argued that even if the

complainant's version is taken to be correct at its face value, it would be a moot question as to whether the offence of abetment to suicide is made out.

Complainant, Sameena is being represented through counsel.

It has gone uncontroverted that the matter having been referred to the Mediation and Conciliation Centre at Karnal, an amount of Rs.4.25 lakhs as compensation has been made over to the complainant.

Learned State counsel upon instructions from ASI Manoj Kumar has apprised the Court that in pursuance to the order dated 06.10.2016 passed by this Court, the petitioner has already joined investigation. Co-accused, Rajesh Kamboj has already been granted the concession of anticipatory bail.

For the reasons recorded above, prayer made in the present petition is accepted. Order dated 06.10.2016 passed by this Court is made absolute.

Disposed of.

16.05.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |