

IN THE HIGH COURT OF PUNJAB & HARYANA
CHANDIGARH

Lucky
2017.01.13 16:29

CRM No. M-40042 of 2016 (O&M)
Date of Decision: 12.01.2017

Gurdeep Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. J.S. Brar, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.40 dated 23.06.2016 under section 306 I.P.C, registered at Police Station, City Rampura, District Bathinda.

Counsel for the parties have been heard.

The FIR came to be registered on the statement Sukhdev Singh. Deceased is Balvir Singh i.e. father of the complainant and who is stated to have committed suicide on 22.06.2016 by consuming some pesticide.

Allegations in a nutshell are that the present petitioner as also a number of other co-accused have forcibly ploughed the land of the deceased which was otherwise a joint holding without getting demarcation done from the Revenue Department. It is alleged that on account of such conduct the deceased felt depressed and took the extreme steps of taking his life.

The issue as to whether such allegations would fall within the scope and ambit of abetment to suicide and to constitute an offence under Section 306 I.P.C, would be a moot question.

Learned State counsel upon instructions from H.C. Jagjit Singh apprises the Court that in pursuance to the order dated 10.11.2016 passed by this Court the petitioner has since joined investigation.

In the considered view of this Court, custodial interrogation of the petitioner, as such, would not be warranted. Accordingly, the present petition is allowed. The order dated 10.11.2016, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

12.01.2017

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Whether speaking/reasoned:	Yes
Whether Reportable:	No