

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-2048 of 2018

DATE OF DECISION: FEBRUARY 22, 2018

SUSHMA SEHGAL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU.

PRESENT: MR. AJAY KAUSHIK, ADVOCATE FOR THE PETITIONER.
MR. VIKAS MALIK, DAG, HARYANA.

MAHABIR SINGH SINDHU, J.

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.109 dated 4.3.2017 under Section 306 IPC, registered at Police Station City Bhiwani, District Bhiwani.

Learned counsel for the petitioner contended that the petitioner has no role to play in the commission of suicide committed by the deceased. It has been further contended that as the deceased had been convicted in a dowry case registered at the instance of his first wife Manisha and the appeal thereagainst has also been dismissed. Therefore, the deceased was under pressure and took the extreme step.

Learned State counsel opposed the bail application filed by the petitioner on the ground that it was only the petitioner who was named in the suicide note written by the deceased and therefore, the petitioner's presence is necessary for custodial interrogation.

Heard both sides and perused the paper book as well.

A perusal of the suicide note reveals that the same was allegedly written by deceased Mukesh which does not find mention of anyone else's name except the petitioner. Specific allegations have been levelled against the petitioner in the alleged suicide note. Therefore, this Court finds that the custodial interrogation of the petitioner is just and necessary for proper investigation of the case.

In view of the above, the prayer of the petitioner for grant of anticipatory bail is declined and the petition is dismissed.

February 22, 2018
Gulati

(MAHABIR SINGH SINDHU)
JUDGE

Whether Reportable : Yes

Whether Speaking/Reasoned : Yes