

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

CRM-M-26026-2018 (O&M)
Date of decision: 13.11.2018

Harbhajan Singh

..Petitioner(s)

VERSUS

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Chandan Singh Rana, Advocate.
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.211 dated 5.6.2017 registered for the offence punishable under Section 306 of Indian Penal Code, at Police Station Basti Jodhewal, District Ludhiana.

Heard.

A bare perusal of suicide note (Annexure P-3) transpires that the deceased was under debt. It is alleged in the suicide note that the petitioner has been charging interest @ 30% on the debt amount and inspite of that, was putting pressure on him for repayment. The deceased treated it as torture unnecessarily and committed suicide.

Learned State counsel states that as per report of Forensic Science Laboratory, the suicide note was written and signed by the deceased . He states that the petitioner has joined the investigation and nothing is to be recovered from him.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 15.6.2018 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the trial Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

November 13, 2018
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No