

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-298-2019

Date of Decision: 31.01.2019

Rani (Rani Devi)

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Harvinder Singh Maan, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.102 dated 10.10.2018, registered at Police Station Bariwala, District Sri Muktsar Sahib, under Section 306 of the Indian Penal Code.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that the FIR in the present case has been registered on the statement of complainant Satish Kumar @ Happy. As per the allegation against the present petitioner, father of the complainant, namely, Sompal (deceased) had borrowed ₹1,80,000/- from present petitioner-Rani on interest and she was also harassing the deceased again and again to return the money.

Learned counsel for the petitioner submits that asking for the money does not in any way amount to abetment to commit suicide.

In pursuance of the interim order dated 09.01.2019, passed by this Court, the petitioner has already joined the investigation. She is not required for custodial interrogation. No useful purpose would be served by sending her to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 09.01.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

31.01.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No