

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

(I)

CRM-M-16643-2019

Date of Decision:15.7.2019

AVTAR SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

(II)

CRM-M-16646-2019

JASPREET KAUR

....Petitioner

Versus

THE STATE OF PUNJAB

....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. N.P.S. Mann, Advocate
for the petitioners in CRM-M-16643-2019.

Mr. J.S. Jaidka, Advocate
for the petitioner in CRM-M-16646-2019.

Ms. Rashmi Attri, AAG, Punjab
assisted by ASI Gurtehal Singh.

GURVINDER SINGH GILL, J. (ORAL)

1. This order shall dispose of the aforementioned petitions filed on behalf of Avtar Singh and Jaspreet Kaur seeking anticipatory bail in

respect of FIR registered against them vide FIR No.41 dated 1.3.2019 under Sections 306 IPC at Police Station Dehlon, District Ludhiana.

2. The FIR came to be lodged at the instance of Harinder Singh son of Jagjit Singh (deceased) wherein it has been alleged that his father Jagjit Singh had told him that he had finalized a deal pertaining to sale with Kulwant Singh, Surinder Kaur and Jaspreet Kaur but the said persons were asking for more money without any reason and had been filing false complaint and had been harassing him. It is alleged that on 28.2.2019 his father Jagjit Singh went to his office where his uncle Karamjit Singh was also present and his father disclosed to Karamjit Singh that Kulwant Singh, Surinder Kaur Kaur, Jaspreet Kaur and Harbans Singh are making his life miserable and he is under huge stress and on account of which he had consumed acid and that aforesaid persons would be responsible for his death.
3. It is further the case of prosecution that the condition of Jagjit Singh became serious and he was taken to Apollo Hospital, Ludhiana where he breathed his last. It is further alleged in the FIR that there were two suicide notes written by his father. While in one of the suicide note Kulwant Singh, Surinder Kaur, Harbans Singh and Avtar Singh were named as accused, in the second suicide note Kulwant Singh, Surinder Kaur, Jaspreet Kaur and Avtar Singh were nominated as the persons responsible for his

death.

4. Learned counsel for the petitioners submits that the petitioners have falsely been implicated in the present case and that in any case in one of the suicide note, the petitioner Jaspreet Kaur is not named while in the FIR, the complainant has not initially named Avtar Singh to be responsible for his father's death though in the suicide notes, he is named therein.
5. Opposing the petitions, the learned State counsel has submitted that since the petitioners are named in the suicide notes, no case for grant of bail is made out.
6. I have considered rival contentions addressed before this Court. A perusal of suicide notes shows that both the suicide notes are undated. While one of the suicide note is written with pen in blue ink on a piece of paper, the other suicide note has been written on a note-pad wherein part of the note is written in green ink and names of accused have been written in red ink. Further I find that in one of suicide note Avtar Singh is referred to as Avtar Singh @ Fauji and in the second suicide note, he is referred to as be Avtar Singh Lapran. Still further, the name of Jaspreet Kaur does not figure in one of the suicide notes. It apparently appears to be a case where some transactions had fallen through and the deceased was under some kind of stress. In any case, the present case does not appear to be such which would warrant custodial interrogation more particularly when the petitioners are stated to have joined

investigation. The petitions, as such are accepted and interim directions issued vide orders dated 11.4.2019 are made absolute subject to the condition that the petitioners would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

7. It is, however, clarified that none of the observations made above shall be construed to be an expression on merits of the main case.

(GURVINDER SINGH GILL)
JUDGE

15.7.2019
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No