

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

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CRM-M-18137 of 2019

Decided on : 29.04.2019

Mahesh Joshi @ Kavi Datt Joshi

... Petitioner

Versus

State of Punjab

.. Respondents

CORAM : HON'BLE MR.JUSTICE MANOJ BAJAJ

Present : Mr.Bipan Ghai Sr. Advocate with
Mr.Paras Talwar, Advocate
for the petitioner.
Mr.Harsimar Singh Sitta, AAG, Punjab.

Manoj Bajaj, J. (Oral)

This petition has been filed by Mahesh Joshi @ Kavi Datt Joshi for grant of regular bail in case FIR No.20 dated 13.3.2019 under Sections 306, 34 IPC, registered at Police Station Naya Gaon, District SAS Nagar (Mohali). Petitioner is in custody since his arrest on 13.3.2019.

Upon a complaint given by Sagar Bikka son of Monu deceased, FIR was registered wherein it was alleged that his father was employed with Mahesh Joshi owner of Joshi Caterers for the last 15 years. Sanjay and Neeraj, co-employees were also working with the same caterer. According to the complainant, the petitioner and other two co-employees of the deceased were compelling his father to leave the job, which led to the extreme step of committing suicide by his father on the night intervening 12/13.03.2019.

Senior counsel appearing on behalf of the petitioner submits
that the suicide note dated 12.3.2019 allegedly left behind by the

deceased only refers to the alleged conspiracy for removal of the said person from the job. It is contended that till his death, the said employee continued to work with him and the alleged apprehension was misconceived. According to him, there is no act or omission on the part of the petitioner muchless to abet the said commission of offence by Monu. He submits that the petitioner is in judicial custody and not required for any further investigation in this case.

On the other hand, learned State counsel has opposed the bail application of the petitioner on the ground that there is a specific allegation made by the said person in the suicide note. However, it is not disputed that the said employee continued to do the job with the said caterers. It is also not disputed that presently the petitioner is in judicial custody.

Considering the abovesaid background of the case, further detention of the petitioner is not justified. Therefore, without commenting anything upon merits of the case, the petitioner, namely, *Mahesh Joshi @ Kavi Dutt Joshi* is admitted to regular bail subject to his furnishing the requisite bail bonds and surety bonds to the satisfaction of the trial Court.

The petition is allowed.

[MANOJ BAJAJ]
JUDGE

29.04.2019

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No