

CRM-M-24587-2019

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

CRM-M-24587-2019

Date of Decision: 14.10.2019

Munish Kaushal @ Munish

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Paramjit Singh Bal, Advocate,
for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.83 dated 20.04.2019, registered at Police Station City Khanna-2, Ludhiana, under Section 306 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance 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 in the present case, Suraj has committed suicide and a suicide note was also found. He has named so

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many persons in the suicide note from whom he had taken money and they were pressurizing him for returning the money. Due to which, he was under mental stress. The allegation against the present petitioner is that he had taken away the cattle, jewellery and other valuables from Suraj. The said allegations are in the FIR, which was got registered by the father of deceased. However, the same are not mentioned in the suicide note.

In pursuance of the interim order dated 28.05.2019 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him 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 28.05.2019, 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.

14.10.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No