

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

Sr. No.204

CRM-M-12450-2020 (O&M)

DATE OF DECISION: August 10, 2020

PARAMJEET KAUR AND ANOTHER

...PETITIONERS

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Tanvir Singh Grewal, Advocate, for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Mr. Harkesh Manuja, Advocate, for the complainant.

SUDHIR MITTAL, J. (ORAL)

The petitioners seek anticipatory bail in FIR No.73, dated 13.03.2020 registered at Police Station Sadar Dhuri, District Sangrur, under Sections 306 and 34 IPC.

2. Learned State counsel, on instructions from ASI Kulwant Singh submits that the petitioners have joined the investigation.

3. Learned counsel for the complainant states that the petitioners are not entitled to grant of anticipatory bail because of circumstances preceding the death of Gurpreet Singh. The inquest report indicates that ink was found on the right thumb of the deceased. Just before his death, his wife had got his property transferred in her name and in the name of her son and had left the matrimonial house. All this indicates that deceased Gurpreet Singh was being harassed by the wife to force him to transfer his property in her name. The petitioners were instigating her. Once, the aim

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was achieved, the wife broke off all relationship with deceased Gurpreet Singh and this led to him taking his life.

4. Strained relations between a husband and his wife are not so rare. A wife may feel wronged by the actions of her husband and may demand a share in his property to secure her interests. The action of demanding the husband's property in itself cannot justify the charge of abetment of suicide. In any case, the evidence is documentary in nature and is already available with the investigating agency. There is no requirement of custodial interrogation.

5. Accordingly, the petition is allowed and the interim bail granted to the petitioners vide order dated 18.05.2020, is made absolute subject to compliance of conditions enshrined under Section 438(2) of the Code of Criminal Procedure, 1973, by him.

CRM-10684-2020

To be listed on 16.09.2020 for filing court fees.

August 10, 2020
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned *Yes*

Whether Reportable *No*