

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(202)

CRM-M-17187-2020

Date of Decision: 18.11.2020

Karsimran Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Parminder Singh-I, Advocate, for the petitioner.

Mr. Avtar Singh Sandhu, Addl. AG, Punjab,
assisted by ASI Bhupinder Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of anticipatory bail in a case registered vide FIR No.117, dated 25.05.2020, at Police Station Canal Colony Bathinda, District Bathinda, under Section 306 IPC.
2. The FIR in question was lodged at the instance of Babli, wherein it is alleged that her daughter Jaswinder Kaur (deceased) was married to Manjit Singh about 17 years back, but on account of matrimonial discord amongst them, the complainant's daughter was residing separately with her daughter Simarjit Kaur in a rented house in Krishna Colony, Bathinda. It is alleged that Karsimran Singh (petitioner) used to visit her daughter and they had been residing with consent as husband and wife since the about last 10 months. But all of a sudden Karsimran Singh left the house of complainant's daughter after quarrelling with her and did not even take the calls of the

complainant's daughter. It is alleged that on 25.05.2020, the complainant's daughter informed telephonically that she being fed up with Karsimran Singh had consumed poison. The complainant rushed to the house of Jaswinder Kaur and removed her to hospital, but the complainant's daughter could not be saved.

3. Learned counsel for the petitioner has submitted that the deceased was a matured lady aged about 40 years and that even if the allegations as levelled in the FIR are taken to be correct, the petitioner cannot be attributed with any kind of abetment as regards commission of suicide by the complainant's daughter. Learned counsel has further submitted that although the petitioner did have some relations with the deceased, but subsequently when he came to know that the deceased in fact used to blackmail persons after having relations with them, he severed his relations with the deceased. It has further been submitted that an FIR No.48 dated 28.04.2019 (Annexure P-3) was lodged by one Parveen Bansal pertaining to allegations of blackmail and that the name of the deceased figured in the DDR (Annexure P-4).
4. Opposing the petition, learned State counsel has submitted that since the petitioner is specifically named in the FIR and there are specific allegations against him, no case for grant of bail is made out. Learned State counsel upon instructions from ASI Balwinder Singh has, however, informed that the petitioner pursuant to the interim directions has joined investigation and that challan stands already presented.
5. I have considered rival submissions addressed before this Court. Having regard to the facts and circumstances of the case, it would be

debatable as to whether the factum of severance of relations by the petitioner with the deceased would amount to abetment of commission of suicide or not. In any case, since investigation already stands concluded and challan stands presented, there is no occasion for any kind of custodial interrogation. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 01.07.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation 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.

(GURVINDER SINGH GILL)
JUDGE

18.11.2020
Vimal

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