

S.No.107

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

CRM-M-18528 of 2020 (O&M)

Date of Decision:14.07.2020

Taranjit SinghPetitioner

Vs.

State of PunjabRespondent

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IN VIRTUAL COURT
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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Naresh Kumar, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.221 dated 27.11.2019 registered under Sections 306, 34 IPC at Police Station Bhogpur, District Jalandhar.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner has nothing to do with the alleged suicide committed by the deceased. Rather undisputedly, the deceased had taken some money from the father of the petitioner. However, the said money was not returned by the deceased. The deceased had also filed a civil suit against the father of the petitioner apprehending his dispossession from some property; knowing fully well that he owe money to the father of the petitioner. In that suit, the father of the petitioner had filed a counter claim also; for claiming back the money paid by him to the deceased. Accordingly, it is submitted that availing legal remedies by a person, by no means, can be considered as an abatement to commit suicide.

It is further submitted that the co-accused of the petitioner have already been granted regular bail by the Courts below.

Notice of motion.

Mr. Sidakmeet Sandhu, AAG, Punjab, accepts notice on behalf of the State.

Learned State Counsel submits that the deceased has left behind a suicide note in which he has named several persons including the petitioner and his father. Therefore, there are specific allegations against the petitioner. However, it is not disputed that there had been a civil litigation between the deceased and the father of the petitioner. It is also not disputed that co-accused of the petitioner have already been granted bail by the Courts below.

In view of the above submissions, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/ surety bonds to the satisfaction of Arresting/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

July 14, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No