

CRM-M-28059-2020

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

CRM-M-28059-2020

Date of decision:09.11.2020

Sukhveer Singh Sandhu

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Navkiran Singh, Advocate,
for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. R.V.S.Chugh, Advocate,
for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case FIR No.216 dated 17.08.2020, registered at Police Station Sardulgarh, District Mansa, under Sections 306 and 34 IPC.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case; that the deceased had never made any complaint against the petitioner regarding the alleged harassment; that the allegations of harassment are not sustainable without there being any positive action proximate to the time of occurrence on the part of the petitioner, which led or compelled the deceased to commit suicide, and that no role by an act of instigation or by doing certain acts to facilitate the commission of suicide, has been attributed to the petitioner, which is said to have abetted the commission of suicide. It was the co-

CRM-M-28059-2020

accused, who had paid the entire rent of the shop. Moreover, main accused, Sukha Bhau, has already surrendered before the Court.

On the other hand, learned State counsel opposes the prayer made in the present petition and submits that the petitioner has specifically been named in the suicide note left by the deceased, and that there is also statement of complainant-Kesav Sharma, who stated that the petitioner alongwith co-accused had abetted the deceased to commit suicide.

I have heard the learned counsel for the parties and gone through the record.

As per the contents of the FIR, the petitioner alongwith Sukha Bhau was instrumental in closing the shop run by the deceased and his brother. However after effecting the compromise, the shop was re-opened, but the petitioner and the co-accused started threatening the deceased and his brother to pay Rs.2000/- per day otherwise they would break their legs and asked them to leave Sardulgarh and go back to Nepal.

The suicide note speaks volume of mental torture and humiliation, which the deceased had allegedly suffered at the hands of the petitioner and co-accused. The deceased has given specific chain of events which led to his taking the drastic step of ending his life.

Keeping in view the nature of the crime, custodial interrogation of the petitioner is required.

Therefore, finding no merit in the present petition, the same is dismissed.

09.11.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No