

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30238-2020
Date of Decision:-29.09.2020.

Rajiv Kapoor and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. M.S. Khaira, Senior Advocate with
Ms. Ritu Punj, Advocate for the petitioners.

Mr. Gaurav Garg Dhuriwala, Senior DAG, Punjab.

SANJAY KUMAR, J. (Oral)

The petitioners figure amongst the accused in FIR No.0150 dated 06.08.2020 on the file of Police Station Kotwali, Nabha, District Patiala, registered under Section 306 IPC. By way of this petition filed under Section 438 Cr.P.C., they seek grant of anticipatory bail.

The case of the complainant was that his father had committed suicide owing to harassment by the complainant's wife and her family members. The petitioners are the parents of the complainant's wife.

Significantly, the deceased left behind a lengthy suicide note.

Perusal thereof reflects that no specific overt acts were attributed to either of

the petitioners, which directly contributed to the drastic step taken by the deceased. At one stage, he stated that the petitioners came and fought with them instead of making their daughter understand. At another, he stated that the first petitioner took away his daughter saying that he would get her a job at Ambala. These acts, in themselves, are not incriminating enough to warrant custodial interrogation.

Mr. Gaurav Garg Dhuriwala, learned Senior Deputy Advocate General, Punjab, also affirms that the custodial interrogation of the petitioners is not required. In that view of the matter, it would suffice if the petitioners join the investigation and cooperate with the police authorities.

The petition is accordingly allowed. The petitioners shall forthwith join investigation in FIR No.0150 dated 06.08.2020 on the file of Police Station Kotwali, Nabha, District Patiala, and cooperate with the police authorities. However, if their arrest is warranted in future in relation to this case, they shall be enlarged on bail upon furnishing personal bonds for a sum of ₹ 20,000/- each along with one surety for a like sum each to the satisfaction of the Arresting/Investigating Officer. In such an event, they shall also abide by the conditions stipulated in Section 438 (2) Cr.P.C.

(SANJAY KUMAR)
JUDGE

September 29, 2020.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.