

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

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IN VIRTUAL COURT

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**CRM-M No. 20647 of 2021
Date of decision : 24.5.2021**

William Masih

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Umesh Aggarwal, 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. 53 dated 1.3.2021, registered under Sections 306 IPC at Police Station Ajnala, District Amritsar.

It is submitted by learned counsel for the petitioner that the case against the petitioner is totally fabricated based upon after thought of the family of the deceased. Otherwise, there had not been even a single instance of any complaint by the deceased for harassment by the petitioner. In fact, the deceased had been caught by negative thoughts in the recent past, which might have developed into suicidal tendency. It is also submitted that there is no suicide note left behind by the deceased blaming the petitioner for suicide. There is no other case against the petitioner. The petitioner shall join the investigation. Hence, the petitioner be protected against his arrest.

Notice of motion.

Mr. Saurav Khurana, DAG, Punjab, accepts notice on behalf of the

It is submitted by the counsel for the State, being instructed by ASI Major Singh, that there are direct allegations against the petitioner that he used to quarrel with the deceased. Therefore, the petitioner does not deserve any concession of bail. However, it is not disputed by the counsel for the State that even the deceased had not raised any complaint earlier qua any harassment on any specific cause. It is also not disputed that the deceased has not left behind any suicide note, as such, against the petitioner.

In view of the above, but without commenting any further on the merits of the case, the present petition is allowed. In the event of arrest, the petitioner shall be released on bail subject to his furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, 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.

(RAJBIR SEHRAWAT)
JUDGE

24.5.2021

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No