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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.25898 of 2021 (O&M)
Decided on: 05.08.2021

Sunil Puri and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Umesh Aggarwal, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR
No. 17 dated 05.04.2021 under Section 306 IPC, registered at Police
Station Bhagwantpur, Rupnagar, Punjab.

The operative part of the order dated 08.07.2021, vide
which interim anticipatory bail has been granted to the petitioners, is
reproduced as under:-

“...Learned counsel for the petitioners submits that as per allegation in the FIR, registered at the instance of complainant-Charanjit Singh, it is stated that his brother Paramjit Singh was in networking business and was handicapped due to Polio and was upset that his partners have grabbed his money and on that account, he used to remain tense. On 05.04.2021, he received a telephone call from someone that deceased has given the caller a message that he is going to commit suicide in a canal at Ropar and when the complainant reached there, his brother's tricycle was standing and he found a suicide note on the boot of the tricycle which was written in Punjabi stating that his partners Sunil Puri and Harpreet Singh (both the petitioners) had incorporated some

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Company and have cheated him by putting the loss on him and are extending threats.

Learned counsel for the petitioners further submits that in fact both the petitioners were not the partner in the Company, however, only an agreement was entered into between deceased Paramjit Singh and petitioners to the effect that both the petitioners will have 25% of the share for running the business of Superior Success Way Company, which was the Company of the deceased and it was agreed that after one year w.e.f. 27.02.2020, the share will be 30%-30% each.

Learned counsel for the petitioners further submits that since the deceased was managing the affairs of the company and have suffered certain losses, even on an earlier occasion, he had informed the petitioners that he is going to commit suicide upon which, the petitioners have consoled him by saying that the loss suffered by him is only of Rs.1,50,000/- and the same can be made good and there was no demand from the petitioners of their share of approximately Rs.15,000/- or Rs.16.000/-.

Learned counsel for the petitioners further submits that even against the two of the co-accused Shiv Dev and his son Joga Singh, it is stated by the deceased that he has taken the premises on rent from Shiv Dev and has given some surety but after the termination of the tenancy, the security of Rs.16,000/- was not returned and he was upset.

Learned counsel for the petitioners has referred to the rent deed dated 14.08.2019 between co-accused Shivdev Singh and deceased Paramjit Singh and another deed dated 30.09.2020 vide which, the deceased and Shivdev Singh have terminated the rent deed by observing that it will be open for Shivdev Singh to rent the building to anyone else and the deceased will not file any tenancy claim before any Court.

Learned counsel for the petitioners further submits that once the tenancy came to an end amicably between the deceased and Shivdev Singh or his son Joga Singh, there was no occasion for levelling any false allegations even against them.

Learned counsel for the petitioners also relies upon a whatsapp conversation between deceased Paramjit Singh and Joga Singh co-accused (who has already been granted the concession of anticipatory bail by the Court of Sessions) wherein, the deceased had stated that he is regretting vacating the premises as he required the same

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*for running the business.
Notice of motion....”*

Counsel for the petitioners has submitted that, in pursuance to the order dated 08.07.2021, the petitioners have appeared before the Investigating Officer and have joined the investigation.

Counsel for the State has filed the status report by way of affidavit of the Deputy Superintendent of Police, Rupnagar, District Rupnagar and on instructions from SI Subhash Chander, has not disputed the aforesaid fact and submits that the petitioners are no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 08.07.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

05.08.2021
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No