

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

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**CRM-M-27206-2021(O&M)
Decided on : 08.11.2021**

MUNNA @ MANTY SHARMA AND ANOTHER

. . . Petitioner(s)

Versus

STATE OF PUNJAB

. . . Respondent(s)

CRM-M-28597-2021(O&M)

POOJA

. . . Petitioner(s)

Versus

STATE OF PUNJAB

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. SPS Sidhu, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG Punjab
assisted by ASI Baljinder Singh.

MANJARI NEHRU KAUL, J. (Oral)

This common order shall dispose off the above-mentioned two
petitions as they arise out of the same FIR.

The present petitions have been filed under Section 438
Cr.P.C., for grant of anticipatory bail to the petitioners in case FIR No.90
dated 02.06.2021 under Sections 306 and 34 of the IPC registered at Police
Station Division No.2, Pathankot, District Pathankot.

Learned counsel for the petitioners *inter alia* contends that a perusal of the contents of the FIR in question leaves no manner of doubt that essential ingredients to attract the mischief of Sections 306 and 107 IPC are clearly amiss in the case in hand. He submits that the allegations levelled in the FIR that the petitioner had been pressurizing the deceased to return the loan taken from him could not in any manner constitute abetment to suicide of a person.

Learned counsel for the petitioners submits that pursuant to orders dated 15th July 2021 and 19th July 2021, passed by this Court, the petitioners have joined investigation.

Learned State counsel on instructions from ASI Baljinder Singh does not dispute the said fact and submits that the custodial interrogation of the petitioners is not required.

In the wake of the instructions received by the learned State counsel, the petition is allowed and interim orders dated 15th July 2021 and 19th July 2021, are made absolute subject to the conditions laid down in Section 438(2) CrPC.

(MANJARI NEHRU KAUL)
JUDGE

November 08, 2021
S.Sharma(syr)

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>