

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

CRM-M-28108-2021 (O&M)

Date of decision: 23.07.2021

Pappu Mishar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Mukesh Kumar Verma, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.253 dated 23.11.2020, registered under Section 306 of the IPC at Police Station Rampura, Rewari, Haryana.

Learned counsel for the petitioner submits that FIR was registered at the instance of one Ramvinay Mandal and it is stated that his younger brother namely Rajkishore is working in Naveen Enterprises and he got an information that he has committed suicide by hanging. When he reached at the spot, he noticed that there is a writing on the wall where his brother used to sleep and it is written that he is to pay the money of the committee with Pappu Mishar i.e. the petitioner, which belongs to his village as the deceased borrowed Rs.1,20,000/- from him. It is further stated that the deceased has deposited Rs.75,000/- back to the petitioner, who was making pressure to him to pay the balance amount of Rs.45,000/-.

Learned counsel for the petitioner further submits that from the bare perusal of the FIR it is not made out that the petitioner acted in such a manner that abetted the deceased to commit suicide as the only allegation is that the petitioner was demanding back the money, which was borrowed by the deceased from him.

Learned counsel for the petitioner further submits that the petitioner is not involved in any other case and is in judicial custody for the last about 04 months and 14 days. It is further stated that the investigation is complete and challan stands presented.

Learned State counsel has filed the custody certificate in Court today and does not dispute the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case and considering the submissions made by learned counsel for the parties, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

23.07.2021

Chetan Thakur

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No