

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

207-2

CRM-M-31986-2021
Date of decision: 29.11.2021

Sukhvir Kaur and another**...Petitioners**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Arnav Sood, 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.77 dated 31.05.2021 under Section 306 IPC, registered at Police Station Adampur, District Jalandhar.

The operative part of the order dated 10.08.2021, vide which the petitioners have been granted interim bail, is reproduced below:

“Counsel for the petitioners has relied upon the order dated 05.08.2021 passed in CRM-M No.31145 of 2021. The operative part of the said order, reads as under:-

“Learned counsel for the petitioners submits that petitioner No.1 is niece of deceased Dilbagh Singh, whereas petitioner No.2 is husband of petitioner No.1. It is further submitted that the deceased was in the habit of taking money from people and on that pretext, as many as 13 FIRs, as detailed in Annexure P-3, were filed against him for the last 15 years by different persons in different police stations and on account of registration of FIRs, the deceased himself was depressed and in fact, he has taken a loan of Rs.3.00 lacs from the petitioners, out of which, Rs.1.20 lac was deposited in the account of Rajinder Singh (son of deceased) and remaining amount was given in cash. It is also submitted that since Rajinder Singh was not returning the money, the petitioners were not on taking terms with him on that account.

Learned counsel has referred to one incident, where a lady named Rozy has lodged a complaint against the deceased with the police authorities about a fraud of Rs.10.00 lacs committed by him. It is further submitted that in the suicide note, not only the petitioners but the aforesaid lady Rozy has been named as the persons, who were harassing him, whereas the petitioners are themselves victims and the deceased was under depression on account of the fact that the deceased was facing criminal trial in 13 FIRs. It is also submitted that since the deceased was very less educated and did not know how to write, it will be a debatable issue whether the alleged suicide note was in his own handwriting or not.

Notice of motion.”

Counsel for the petitioners has further submitted that the present petitioners are also similarly situated.

Notice of motion.”

Learned counsel for the petitioners submits that the petitioners, in pursuance to the order dated 10.08.2021, have already appeared before the SHO/Investigating Officer and have joined the investigation.

Learned counsel for the State, on instructions from ASI Daljit Singh, has not disputed the factual position and submits that the petitioners have joined the investigation and are no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioners, vide order dated 10.08.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

29.11.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No