

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

**CRM-M-27460-2020
Date of decision: 08.02.2021**

Satish Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Jashan Jot Singh Uppal, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 261 dated 24.07.2020, registered under Section 306 read with Section 34 of the IPC at Police Station Sadar Dhuri, District Sangrur.

The operative part of the order dated 11.09.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case. Relations between the deceased-Pawan Kumar and his wife were not cordial. The wife of the deceased and family members of the deceased levelled false allegations against the family of the petitioner. The petitioner made complaint dated 23.07.2020 to the SHO, Police Station City Dhuri in this regard. The deceased committed suicide in the factory of his owner and father of the deceased got lodged the FIR against the petitioner and his son. The petitioner did not abet commission of the suicide by deceased Pawan Kumar and offence under Section 306 of the IPC is not made out. Co-accused Depanshu Kumar Sahai @ Ishu has already been granted interim anticipatory bail by the Coordinate Bench of this Court vide order dated 26.08.2020. The petitioner is ready to join investigation.

Notice of motion.

Pursuant to supply of advance copy of the petition, Mr. Sukhbeer Singh, Asstt. A.G. Punjab has appeared and

accepted notice on behalf of the respondent-State.

Mr. Monty Goyal, Advocate has appeared on behalf of the complainant and undertakes to file his power of attorney in the Registry.

Learned State Counsel and learned Counsel for the complainant have submitted that deceased-Pawan Kumar committed suicide due to abetment by the petitioner and his son. The deceased had written suicide note on the wall of the factory premises.

Learned State Counsel and learned Counsel for the complainant seek time to file reply.

Adjourned to 11.11.2020.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 11.09.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on telephonic instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 11.09.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

08.02.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No