

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

1. CRM-M-22997-2021 (O&M)

Daljit Singh

...Petitioner

Versus

State of Punjab

...Respondent

2. CRM-M-29952-2021 (O&M)

Iqbal Singh

...Petitioner

Versus

State of Punjab

...Respondent

3. CRM-M-38952-2021 (O&M)

Manpreet Kaur

...Petitioner

Versus

State of Punjab

...Respondent

Date of decision: 09.11.2021

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Rajesh Bhateja, Advocate
for the petitioner in CRM-M-22997-2021.

Mr. B. K. Saini, Advocate
for the petitioner in CRM-M-29952-2021.

Mr. Amit Choudhary, Advocate
for the petitioner in CRM-M-38952-2021.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted three petitions as they arise out of the same FIR.

Prayer in these petitions, which have been filed under Section 439 of the Code of Criminal Procedure, is for grant of regular bail to petitioners in case FIR No. 30 dated 11.03.2021, registered under Section 306 IPC (Section 389 IPC added later on) at Police Station City Moga, District Moga.

Learned counsel for the petitioners submit that the FIR was registered on the statement of complainant Balwinder Kaur with the allegations that her son Kuldeep Singh (deceased) was working as Cashier with M/s Rania Enterprises, Moga. It is further stated that petitioner Manpreet Kaur had developed illicit relationship with Kuldeep Singh and in order to blackmail him, she, in conspiracy with her husband/petitioner Daljit Singh, had prepared video clips of certain intimate moments including her obscene photographs with said Kuldeep Singh and on the basis of the said video clips and photographs, all the accused were blackmailing and harassing the deceased. On 04.03.2021, Kuldeep Singh informed the complainant that he had consumed poisonous substance and he was taken to Moga Medicity Hospital, Moga, where he remained admitted for one day

and thereafter, he was taken to Guru Gobind Singh Medical College and Hospital, Faridkot and thereafter, he was admitted in Harbans Hospital, Kot Ise Khan, where he died on 11.03.2021.

Learned counsel further submit that though the deceased has alleged in his suicide note regarding the allegations of blackmailing by the accused persons, for which, he committed suicide, however, the allegations are not sufficient to constitute the offence of abetment as nothing has come on record to show that the petitioners have abetted Kuldeep Singh in such a manner that he had no option but to commit suicide.

It is further submitted that co-accused Sukhpreet Singh @ Bobby has been granted interim anticipatory bail by this Court, vide order dated 06.09.2021 passed in CRM-M-36563-2021 and similarly, co-accused Amir Khan has also been granted interim anticipatory bail by this Court, vide order dated 16.09.2021 passed in CRM-M-38464-2021.

It is further submitted that all the three petitioners are in judicial custody for the last about 07 months; investigation is complete and the petitioners are no more required for any further custodial investigation.

Learned State counsel has filed the custody certificates and has not disputed the factual position, however, it is submitted that petitioners were named in the suicide note and charges have been framed on 18.10.2021.

After hearing learned counsel for the parties, without commenting anything on the merits of the case, considering the facts and circumstances of the case and also in view of the fact that investigation is complete and conclusion of trial is likely to take a long time, the instant

petitions are allowed. All the three petitioners are ordered to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate concerned.

A photocopy of this order be placed on the file of other connected cases.

09.11.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No