

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

CRM-M-51515-2021

Date of Decision: 15th December, 2021

Raman Kumar and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Akshay, Advocate for the petitioners.

Mr. Amit Mehta, Sr. DAG, Punjab for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 227, dated 31st October, 2021, under Section 306 and 506 IPC, registered at Police Station Dirba, District Sangrur.

2. Complainant-Rani Kaur wife of Kewal Singh alleged that her husband Kewal Singh (deceased) was carrying on a Karyana store and dairy with Mohan Singh @ Lucky. There were differences between the partners, later on Mohan Singh started his own Karyana store. The deceased had purchased a refrigerator from Mohan Singh one and half year ago for a sum of Rs. 3000/-. Later, Mohan Singh alleged that refrigerator was stolen and an application was moved against the deceased. As per the allegations Raman Kumar and Manjinder Singh after consuming liquor threatened the deceased and used filthy language to him. The deceased consumed sulphas tablets on 30th October, 2021.

3. Learned counsel for the petitioners submits that even taking the allegations at their face value, no case of abetmemt is made out. He further argues that there is no suicide note. There was money dispute

between the deceased and the petitioners. Petitioners are in custody since 1st November, 2021 and no recovery is to be made from him.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that as per the allegations, the petitioners threatened and filthy language was used.

5. No suicide note was left by the deceased. The contention as to whether a case of abetment is made or not, is the subject matter of trial, no recovery is to be made from the petitioners and conclusion of the trial is likely to take time, petitioners are granted bail subject to their furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

7. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

15th December, 2021

Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No