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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.13289 of 2022 (O&M)
Decided on: 23.05.2022

Darshan Lal Arora

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. J.S. Dosanjh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. J.S. Bagga, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR
No. 58 dated 14.03.2022, registered under Section 306 IPC Police
Station Shahkot, District Jalandhar.

The operative part of the order dated 30.03.2022, vide
which interim anticipatory bail has been granted to the petitioner, is
reproduced as under:-

“....Learned senior counsel for the petitioner submits that the FIR was registered on the statement of complainant Saroj Dhand alleging that she and her husband Ashwani Kumar Dhand are running a readymade cloth shop. It is further stated that the petitioner is a property dealer and the petitioner and her husband used to sell property on commission basis. It is further stated that the petitioner, instead of getting property registered, used to demand the double of the commission and he demanded Rs. 5 Lakh from her husband. The petitioner

used to make phone calls to the husband of the complainant and feeling harassed, her husband committed suicide by consuming Sulfas tablets.

Learned senior counsel further submits that no suicide note was recovered and there is no allegation in the FIR that during the period when the petitioner and complainant's husband were doing the business of property dealing, there was any dispute between them at any point of time or any complaint was ever given to the police that the petitioner has extended any threat to the deceased.

Learned senior counsel further submits that from a bare perusal of the FIR, the ingredients of abetment of suicide not made out.

Notice of motion for 23.05.2022....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 30.03.2022, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State assisted by counsel for the complainant and on instructions from ASI Lakhbir Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 30.03.2022 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it is directed that the petitioner will hand over the passport to the Illaqa Magistrate and will not travel abroad without prior permission of the Court.

(ARVIND SINGH SANGWAN)
JUDGE

23.05.2022
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