

217 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17288-2022

Date of decision : 23.05.2022

Gurmeet Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Tejinderbir Singh, Advocate for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr.DAG, Punjab.

Mr. Nikhil Kumar Vashisht, Advocate for

Mr. Suvir Sidhu, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.0079 dated 31.03.2022 under Section 306 Indian Penal Code, 1860 registered at Police Station Division No.6, District Police Commissionerate Ludhiana, who apprehends his arrest at the hands of Police.

On 27.04.2022, this Court had passed the following order:-

“Learned counsel contends that as per allegations, victim Jaswinder Singh had an altercation with neighbour Harpreet Singh, proprietor M/s Capital Auto, who also runs a spare parts shop adjacent to shop of the victim, on the issue of parking and when various other neighbours gathered there, he was forced to tender apology, therefore, upon feeling humiliated, he ended his life. According to him, the complainant, Gurminder Singh, who is son-in-law of the deceased had not named the petitioner, though it is mentioned that the petitioner who also runs a spare parts shop, namely, Preet Auto Mobile Tyres also owed a sum of Rs.3 crores towards Jaswinder Singh, like M/s Capital Auto. According to him, the said plea is not founded upon any documentary

material particularly when the income tax returns of the victim were comparatively on extremely lower side.

Notice of motion.

At this stage, Mr. Suvir Sidhu, Advocate appears on behalf of complainant and has argued that the victim left behind a suicide note (Annexure P-2), wherein a specific attribution has been made against the petitioner. Apart from this, it is also highlighted by learned counsel that the wife of the victim, namely, Sukhjit Kaur also got her statement recorded under Section 161 Cr.P.C relating to the debt of the accused persons.

At this stage, learned counsel for the petitioner has submitted that the suicide note lacks consistency and does not give a specific reason which led the victim to end his life, as all five different grounds have no connection with each other.

Adjourned to 23.05.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by ASI Sukhwinder Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 27.04.2022 is made absolute.

(MANOJ BAJAJ)
JUDGE

23.05.2022

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No