

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

201

CRM-M-26003-2022

Date of decision: 16.06.2022

Kamlesh Rani

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO

Present:- Mr. Amit Dhawan, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

M.S. RAMACHANDRA RAO, J. (ORAL)

Petitioner is seeking pre-arrest bail in case FIR No. 48 dated 18.05.2022, registered under Sections 306, 34 IPC, at Police Station City, Nakodar, District Jalandhar Rural.

As per the allegations in the FIR, the complainant's daughter Heena was married to the petitioner's son Naresh Kumar @ Neeshu on 19.11.2015, that the petitioner and her son both harassed her and she consumed poisonous substance on 18.05.2022 and died.

Counsel for the petitioner contends that there was dispute between the husband and wife, that the deceased had miscarriages in 2016, 2017 and 2020 and had gone into depression and probably for that reason she committed suicide. It is contended that there is no suicide note and only on the complaint of the father of the deceased, petitioner is sought to be roped in.

Mr. Karanbir Singh, AAG, Punjab, appearing for the State contends that the complainant had made specific allegations against the petitioner as his daughter had died after consuming poisonous substance.

Since the petitioner is a senior citizen and there is no suicide note of document or material to prove any allegation of harassment of the complainant's daughter in the matrimonial home, petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, she shall be released on bail on her furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-

- (i) that the petitioner shall make herself available for interrogation before the Investigating Officer as and when required;
- (ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the court or to any police officer;
- iii) That the petitioner shall not leave the country without prior permission of the Court and shall surrender her passport, if any.

(M.S. RAMACHANDRA RAO)
JUDGE

16.06.2022
pooja saini

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No