

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-37072 of 2021 (O&M)
Date of Decision: 19.07.2022.

Atul Kumar

....Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. B.D. Sharma, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Punjab.

AVNEESH JHINGAN J. (ORAL)

This petition is filed for grant of regular bail in FIR No. 439 dated 10.07.2021, under Section 306, 328, 34 IPC, registered at Police Station City Rohtak.

The FIR was registered at the instance of Harish son of Devi Singh (deceased). The deceased committed suicide on 10.07.2021 and left a suicide note. As per allegations, the deceased had worked with the petitioner Atul Kumar who was running a canteen in a judicial complex but his salary was not paid.

Learned counsel for the petitioner submits that the petitioner is in custody since 10.07.2021. It is a case of false implication. He further submits that taking the contents of the suicide note on its face-value, no case of abetment is made out, that the investigation is complete and no recovery is to be made. Petitioner is not involved in any other criminal case.

State counsel opposes the prayer and submits that the petitioner

was specifically named in the suicide.

Considering the facts and circumstances in totality, that no recovery is to be effected from the petitioner and conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition is allowed.

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

Since the main case has been decided, pending applications, if any, renders infructuous.

19.07.2022
rekha sharma

(AVNEESH JHINGAN)
JUDGE

<i>whether reportable</i>	<i>Yes/No</i>
<i>whether speaking/non-speaking</i>	<i>Yes/No</i>