

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-45558-2019
Date of decision: 14.01.2022**

Sonu Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Jatinderpal Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. C. M. Munjal, Advocate
for the complainant.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 0102 dated 15.08.2019 registered under Section 306 IPC at Police Station City-II Abohar, District Fazilka.

The operative part of the order dated 24.10.2019, vide which the petitioner has been granted interim bail, is reproduced below:

“Contentends that as per the allegation of the prosecution the deceased had borrowed some money from co-accused Harinder Dhingra, thus, there cannot be any abetment to commit suicide on the part of petitioner for refund of the same.

Notice of motion for 10.12.2019.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 24.10.2019, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, assisted by learned counsel for the complainant, on instructions from the Investigating Officer, has submitted that though the petitioner has joined investigation, however, as per the FSL report received, the suicide note is in the handwriting of the petitioner.

Without commenting anything on the merits of the case, considering the fact that the petitioner was granted the concession of interim bail on 24.10.2019 and since then a period of more than two years has lapsed and there is no such complaint from the complainant side that the petitioner has ever misused the same, the present petition is allowed and the interim bail granted to the petitioner, vide order dated 24.10.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

14.01.2022*Waseem Ansari***(ARVIND SINGH SANGWAN)
JUDGE***Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*