

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-22970-2022 (O&M)

Date of decision : 27.1.2023

Sukhamrit Singh

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. A.K.Garg, Advocate, for
Mr. Kushagra Mahajan, Advocate,
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

Mr. Ankush Rampal, Advocate for
Mr. Manvir Singh Rana, Advocate,
for the complainant.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.114 dated 9.5.2021 registered under Sections 306 IPC at Police Station Gate Hakima, District Amritsar.

As per allegations recorded in the FIR, deceased-Deepak Kumar husband of complainant-Rajni took some loan from the petitioner against the house owned by his mother and he was regularly paying the instalments but due to lock down, he suffered financial losses and as such, was unable to make payment of regular instalments of loan to the petitioner and on this, the petitioner started harassing him and due to the persistent harassment on the part of the petitioner, Deepak committed suicide.

However, no suicide note was left behind by the deceased.

Counsel for the petitioner *inter alia* contends that the petitioner is not responsible for the death of Deepak Kumar who had taken the loan from the petitioner and thereafter, failed to repay the same and as such, was under financial difficulty and due to the same reason, the deceased ended his life. He further submits that now the matter has been compromised between the parties and further, the petitioner has joined the investigation with the police.

Counsel appearing on behalf of the complainant submits that the complainant is having no objection if the present petition is allowed as the matter stands compromised between the parties.

State counsel on instructions from ASI Balwinder Singh has admitted that the petitioner joined the investigation with the police and further submits that now the petitioner is not required by the police for further investigation or custodial interrogation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 25.5.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

January 27, 2023
Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No