

215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:098809
CRM-M-30323-2023
Date of Decision: August 02, 2023

Kuldip Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

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

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

DEEPAK GUPTA, J.(Oral)

On 13.06.2023, the following order was passed by this

Court:-

“Prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case bearing FIR No.64, dated 01.03.2023, under Sections 306, 506 of IPC, registered at Police Station Sohana, District SAS Nagar, Mohali. Allegations are that Amritpal Singh Sekhon, husband of the complainant, namely, Sarabjit Kaur, committed suicide on 28.02.2023. It has been alleged by the complainant that prior to his death, her husband, i.e., deceased had made a complaint on 17.02.2023 to Senior Superintendent of Police, Mohali against Mukhtiar Singh, Kuldeep Singh, Dikshit Kumar and Damanjeet Singh, regarding causing harassment and issuing threats to him. These people were putting pressure on the deceased to withdraw the complaint. No action was taken upon the complaint made by the deceased to the SSP, Mohali, due to which, he went in depression and committed suicide.

It is contended by learned counsel for the petitioner that there is no specific attribution to the petitioner. No suicide note was left by the deceased. It is highly debatable that whether there is an abetment within the meaning of Section 107 IPC to constitute offence under Section 306 IPC.

Notice of motion.

At the asking of the Court, Mr. Navneet Singh, Sr. DAG, Punjab appears and accepts notice on behalf of the respondent-State.

List on 02.08.2023.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

On instructions from ASI Raj Kumar, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 13.06.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 13.06.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

August 02, 2023

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**(DEEPAK GUPTA)
JUDGE**

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No