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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14162-2024
Date of Decision:- 04.07.2024

Happy

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Prashant Bansal, Advocate for
Mr. Sumit Dua, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Mr. Amit Choudhary, Advocate with
Mr. Himanshu Sethia, Advocate and
Mr. Hritik Gupta, Advocate
for the complainant.

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AMARJOT BHATTI, J.

The petitioner – Happy has filed the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 212 dated 03.06.2023 under Section 306, 34 of IPC, registered at Police Station Meham, Rohtak.

2. As per the facts of case, Raj Kumar complainant stated that he is father of two sons namely Anand Kumar and Parveen Kumar. His son Anand Kumar was married, having two children. He was having money transactions with many boys namely Bharat, Raju, Happy and ASI Gurpreet, Fatehabad. They had taken huge amounts but were not returning it back. They were extending threats to him. Fed up with the aforesaid

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situation, Anand Kumar committed suicide by hanging himself. Later on suicide note consisting of four pages was recovered from a pant in which names of persons were mentioned as well as the amounts which they did not return. As per suicide note, Happy had taken Rs. 26 lakhs and a Swift car. With these allegations, present FIR was registered.

3. Learned counsel for the petitioner argued that allegations are false. Petitioner has not committed any crime and never abetted in the commission of suicide by the deceased victim. No custodial interrogation is required. He is ready to join the investigation as and when called for. Earlier, he was granted *interim* bail vide order dated 19.03.2024. It was prayed that *interim* bail already granted may kindly be confirmed.

4. Status report is filed. Bail application is opposed by learned counsel representing the State as well as learned counsel for the complainant. It is pointed out that during investigation call detail record was collected along with the bank record showing money transaction. There is report of Forensic Science Laboratory conforming that the said suicide note is written in the hands of deceased victim. It is argued that petitioner did not cooperate during investigation. Therefore, he is not entitled to be released on anticipatory bail.

5. I have considered the arguments. Present petitioner is named in the suicide note levelling specific allegation. It is a case of unnatural death. The Investigating Agency has collected the call detail record and bank statement to corroborate the facts mentioned in the suicide note. It is further pointed out that petitioner did not cooperate with the Investigating Agency.

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In the light of aforesaid facts and circumstances, petitioner-Happy is not entitled to the concession of anticipatory bail and same is accordingly declined.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

04.07.2024 **(AMARJOT BHATTI)**
lalit **JUDGE**

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No

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