

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16628-2024
DECIDED ON: 10.04.2024

NAVNEET KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Umesh Aggarwal, Advocate
for the petitioner.

Mr. Jasjit Singh Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 439 Cr.P.C. has been invoked for the grant of regular bail to the petitioner in case FIR No. 14, dated 22.02.2024, under Section 306 IPC, registered at Police Station Fatehgarh Churian, Gurdaspur.
2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case, as there is no suicide note. In fact, the petitioner and deceased were working as a Government Teacher in the same school, where they came in contract with each other and were sharing a friendly relationship. It is asserted that the deceased has sent message to the petitioner that he is going to end his life and no one will be responsible for his death, thus, Section 306 IPC would not be attracted at all in the present case.
3. Custody certificate of the petitioner filed by learned State counsel is taken on record. He prays for dismissal of the present petition urging that the petitioner abetted the deceased to commit suicide, as she was pressurizing him to

marry her, as they were having extra marital affair.

4. Heard, learned counsel for the respective parties.
6. Be that as it may, considering the fact that the petitioner is a person of clean antecedents as is evident from the custody certificate added with the fact that abetment by a person is when a person instigates another to do something and in the case in hand nothing is coming forward to show that there is any instigation on the part of the petitioner, which is sufficient for this Court to infer that ingredients of Section 306 IPC are not made out, no useful purpose would be served by keeping the petitioner behind bars for an indefinite period.
7. In view of the discussions made hereinabove, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate, concerned.
8. The present petition is, hereby, allowed.
9. However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

10.04.2024

Sham

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>