



In the High Court for the States of Punjab and Haryana
At Chandigarh

CRM-M-33329-2024 (O&M)
Date of Decision:-6.11.2024

Jeewan Kumar @ Jeewan Kumar Aggarwal

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

Mr. Prabhdeep Singh Dhaliwal, AAG., Punjab.

FIR No.	Dated	Police Station	Under Section/s
175	19.08.2023	Tibba, District Police Commissionerate Ludhiana.	306 IPC

GURVINDER SINGH GILL, J.(Oral)

1. The petitioner seeks grant of anticipatory bail in respect of the aforementioned FIR.
2. At the time of issuance of notice of motion, the following order was passed on 16.7.2024:

“The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No. 175, dated 19.8.2023, Police Station Tibba, District Police Commissionerate Ludhiana, under Section 306 IPC. The translated gist of the FIR as extracted from Annexure P-1 annexed with the petition reads as under:

“Statement of Kanchan Ahuja wife of late Sh. Surinder Ahuja resident of House No.1516, GK Estate, Main Road, Ludhiana aged about 53 years Mobile No.9803258916 stated that I am resident of above said address and doing household work. I have



three children, two are sons and one is daughter. My elder son namely Dimple Ahuja @ Shoki aged about 32 years was ill for long time and due to sudden deteriorating his health, he was admitted in Civil Hospital Ludhiana for treatment where he died during treatment. In this regard, yesterday on 18.08.2023 I have got recorded my statement that my son was ill from long time and I have no suspicion on anybody. But today i.e. 19.08.2023, I received a telephonic call from my son namely Gopal Ahuja who is residing in Canada and he told me that Dimple had sent one video on WhatsApp before his death, in which he was saying that if tomorrow something happen to me, then Jeewan Car Bazaar wala will be responsible for that and maximum punishment be given to him and I have consumed poison. Now this fact came to my knowledge that my son namely Dimple Ahuja had ended his life by consuming poison due to harassment caused by Jeewan Car Bazaar wala. I have suspicion that Jeewan Car Bazaar wala by intoxicating some substance to my son and took his signature on the form regarding the sale of car and due to this my son was upset for the last so many days and he is not disclosing anything to me. Jeewan Car 1 of Bazzar, Near BCM School, Sector 32, Ludhiana is responsible for the death of my son. Pen Drive of video made by my son Dimple before dying and his mobile phone by which video was prepared including sim has submitted to you. Please take action against the Jeewa Car Bazzar and justice be delivered to us. Today I came with my nephew Nitish Arora son of Sh. Rajinder Kumar Arora resident of H.No.2006/B, Gali No.1, Mohalla Kuldeep Nagar, Basti Japowal, Ludhiana and got recorded my statement to you, which is read over to me and same is found correct.”

Learned counsel submits that admittedly the deceased was chronically ill since long time as has been specifically stated by the complainant.

It has been submitted that as a matter of fact there was some monetary transaction pertaining to sale of car by the deceased to the petitioner who had paid an amount of Rs.1 lakh to the deceased but the deceased after having delivered the car to the petitioner took back possession of



the same subsequently in a clever manner. Learned counsel submits that at best the dispute in question can be said to be a monetary dispute and it cannot be construed or discerned that the petitioner had any role in abetting the commission of suicide.

Notice of motion for 06.11.2024.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C. ”

- 3. Learned State counsel, upon instructions from the Investigating Officer, has informed that pursuant to interim directions issued by this Court on 16.07.2024, the petitioner has since joined investigation and he is not required for any custodial interrogation.
- 4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 16.07.2024 are hereby made absolute, subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

06.11.2024
archana

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No