

Rajeev Purohit
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phone. Being apprehensive, the complainant, along with his brother-in-law, immediately rushed towards the in-laws' house of his brother at village Murad Majra and on reaching there, he found his brother lying on a bed. Froth was coming out of his mouth. He was immediately brought to Primary Health Centre, Dudhan Sadhan and thereafter to Rajindra Hospital, Patiala but was declared brought dead. He alleged that the petitioners had been extended threats to his brother shortly after his marriage with Kajal and had abetted his suicidal death. After registration of the FIR, investigation proceedings have been initiated and are underway. The petitioners while apprehending their arrest, had moved an application for grant of pre arrest bail before the Court of learned Additional Sessions Judge, Patiala which had been dismissed vide order dated 09.07.2024.

It is argued by learned counsel for the petitioners that the petitioners have been falsely implicated in this case. In fact, the deceased used to harass and extend beatings to his wife after consuming drugs. On being fed up, she had come to her parental house 14-15 days back. The victim used to quarrel with his wife and extend threat that he would consume something and will send all of them to prison. It is argued that in fact, on 06.06.2024, the victim came to their house on a motorcycle and hit his motorcycle in the neighbouring houses. His condition was not good and he had already consumed some poisonous substance. The petitioners were not even present in the house and came to know about the condition of the victim when they came to the house. It is argued that no case for abetting the suicide of the victim has been made out against the petitioners. The provisions of Section 306 of IPC have not at all been attracted. The petitioners are ready to join investigation and their custodial interrogation is not required. Therefore, it is urged that the petition deserves to be allowed.

Notice of motion.

Learned State counsel who has appeared on advance notice of the petition, seeks time to file status report in the matter.

Adjourned to 02.09.2024.

In the meantime, the petitioners are directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of their arrest, the Investigating/Arresting Officer shall release them on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioners shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C."

3. Learned State counsel, on instructions states that the petitioners have joined the investigation on 24.07.2024 and their custodial interrogation is not required. No useful purpose would be served by detaining them in



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custody. In view of the said facts but without commenting on the merits of the case, the present petition is allowed and the order dated 18.07.2024 granting interim bail to the petitioners is made absolute, subject to the conditions laid down in Section 482(2) of the BNSS.

02.09.2024

Rajeev (rvs)

(MANISHA BATRA)

JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No