

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.38025 of 2023
Date of decision: 8th January, 2024

Shivani Sharma

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Jasraj Singh, Advocate for the petitioner.
Mr. Arun Luthra, Deputy Advocate General, Punjab
for the respondent/State.
Mr. Arnav Sood, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail in FIR No.180 dated 10.07.2023 for the offences under Sections 306, 34 IPC registered at Police Station Model Town, District Hoshiarpur.
2. On 04.08.2023, this Court had granted the concession of interim bail to the petitioner and asked her to join investigation.
3. Learned counsel appearing on behalf of the petitioner submits that in compliance of the order dated 04.08.2023, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions from ASI Sukhjinder Singh, has not disputed the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on

further instructions submits that the petitioner is not required for further investigation much less for her custodial interrogation.

5. However, learned counsel appearing on behalf of the complainant has opposed the prayer made by the learned counsel for the petitioner in view of the gravity of the allegations as well as the suicide note which was left behind by the complainant. He submits that in the suicide note, the deceased had categorically stated that being fed-up with the continuous mental harassment meted out to him by the petitioner, he was ending his life.

6. Learned counsel for the petitioner has submitted that the factum of the suicide note having been left behind was not to her knowledge as no submissions had been made qua the same before the trial Court. He still further submits that even otherwise, a perusal of the suicide note allegedly left behind by the deceased, just reflects vague allegations against the ‘entire in-laws family’.

7. In the circumstances, the petition is allowed and the interim order dated 04.08.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to her, the State would be at liberty to seek cancellation of the bail granted to her.

(MANJARI NEHRU KAUL)
JUDGE

January 08, 2024
rps

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