



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.36781 of 2024
Date of decision: 1st August, 2024

Simranjeet Kaur

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gaurav Datta, Advocate for the petitioner.

MANJARI NEHRU KAUL, J.

1. The petitioner is seeking the concession of anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in case FIR No.211 dated 19.06.2024 under Section 306 of the IPC registered at Police Station City Kharar, District SAS Nagar.

2. Learned counsel for the petitioner submits that the essential elements required to constitute an offence under Section 306 IPC are absent in this case. The deceased did not leave any suicide note; instead, the FIR (Annexure P-1) was registered solely based on a text message allegedly sent by the deceased to his uncle, implicating his wife i.e. the petitioner. It has been further submitted by the learned counsel that the allegations in the FIR are based merely on suspicion that the deceased ended his life due to the alleged misbehaviour of the petitioner. Furthermore, it has been argued that the contents of the text



message allegedly sent by the deceased do not constitute compelling circumstances that would have driven him to commit suicide.

3. I have heard learned counsel and perused the relevant material on record.

4. As per the allegations outlined in the FIR, the complainant's nephew, Ashok Kumar (deceased), was employed in PGIMER Chandigarh and was living with his wife, petitioner Simranjeet Kaur, in Kharar. The petitioner was also working at Fortis Hospital. On 18.06.2024, at around 9:17 a.m., the deceased sent a message to his uncle, stating that his wife has made his life miserable. Despite his efforts to make her happy, they had been in vain, as she had been continuously humiliating and disrespecting him. The deceased also mentioned that he could no longer bear the daily insults and humiliations, so much so that his wife even did not allow him to touch her cell phone, causing him further distress. In the text message sent, the deceased also apologized to his uncle and family, explaining that he had been cooking his own food and enduring and keeping all his sufferings to himself, as a result of which he had lost all his will to live. On receiving the text message, when the complainant and his family went to the house of the deceased, they discovered that he had hanged himself from a fan.



5. A perusal of the suicide note and other material on record prima facie reveals that the deceased was allegedly subjected to continuous mental harassment and torture by the petitioner. The tone and tenor of the text message sent by the deceased to his uncle, i.e. the complainant, shortly before his suicide, prima facie indicates that it was on account of the behaviour and conduct of the petitioner that the deceased was driven to end his life.

6. In the facts and circumstances as enumerated hereinabove, this Court does not deem it fit to extend the extraordinary concession of anticipatory bail to the petitioner. The petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

August 1, 2024
rps

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