



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

227

CRM-M-6445-2025
Date of decision: 07.02.2025

SOMVEER

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.K. Yadav, Advocate and
Ms. Sangeeta Yadav, Advocate
for the petitioner.

Mr. Yuvraj Shandilya, AAG, Haryana.
for the respondent-State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 483 of BNSS, 2023 in case FIR No.285 dated 23.12.2024 under Sections 108, 3(5) of BNS, 2023, registered at Police Station Ateli, District Mahendergarh.
2. Learned counsel for the petitioner contends that as per the allegations levelled in the FIR which has been annexed as Annexure P-1, even if the contents of the same are accepted at face value, no offence much less for abetting the suicide of the deceased is made out against the petitioner. He further contends that even assuming for the sake of arguments, the petitioner and the co-accused were asking the deceased and her family to repay the loan amount which had been advanced by the co-accused, it would not in any manner attract the mischief of an offence under Section 306 IPC (Section 108 BNS). It has still further been submitted that even otherwise, as per the case of the

prosecution, the petitioner had made a phone call to the deceased one month prior to the occurrence in question and not in close vicinity to the alleged suicide.

3. Learned counsel submits that the petitioner has been in custody since 24.12.2024 and there is no likelihood of the trial concluding in the near future as even challan has not been presented so far.

4. Per contra, learned State counsel has vehemently opposed the prayer and submissions made by the learned counsel for the petitioner. However, he has not disputed the custody period and the fact that the challan has yet not been presented. Learned State counsel has reiterated the allegations levelled in the FIR (Annexure P-1) which stands reproduced as follows:-

“Sir, it is requested that I, Manpreet Singh son of Kanwaldeep Singh, resident of Shahdra Delhi. My parents are living at Vidya Nagar Bhiwani. My elder sister Rupinder Kaur was married to Ashish son of Kewal Chand resident of Mehta Chowk Karnaul in the year 1999. They have two sons, Gagandeep and Shandeep. On date 22.12.2024 my sister Rupinder Kaur made a phone call to my mother Harvinder Kaur and told her that our entire family is going to commit suicide. Then mother intimated this matter to me. During this period my sister Rupinder Kaur sent a suicide note on my WhatsApp. I made a phone call to my sister Rupinder Kaur on her phone No. 86073-66029 from my phone No. 89202-79942 and asked her the reason. She intimated me that they have taken loan from Somvir Gurjar & Akshay and to return their amount I had asked for a month's time from them but Somvir Gurjar & Akshay are harassing us repeatedly to return their amount.

They are pressing us to pay them very high amount. Fed up from this harassment all of us are committing suicide, then she disconnected the phone call. My sister, Rupinder Kaur and her family members have committed suicide by consuming some poisonous substance due to harassment from Somvir Gurjar & Akshay. A legal action be taken against them. Post Mortem of dead bodies of my sister Rupinder Kaur, my brother-in-law Ashish Grover and my nephew Shandeep Grover be got conducted and for cremation the dead bodies be handed over to us.”

5. I have heard learned counsel for the parties and perused the material placed on record.
6. The petitioner has been in custody since 24.12.2024 and trial will take considerable time to conclude as even challan has not been presented so far. In the facts and circumstances as enumerated hereinabove, this Court deems it fit to extend the concession of bail to the petitioner.
7. Accordingly, the instant petition is allowed. The petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. 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.

07.02.2025
Nisha Yadav

(MANJARI NEHRU KAUL)
JUDGE

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