



CRM-M-37783-2025

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

103

CRM-M-37783-2025

Date of decision: 18th July, 2025

Arjun Suri

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Avtar Singh Bhatti, Advocate for the petitioner.

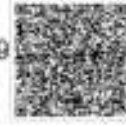
Ms. Himani Arora, Assistant Advocate General, Punjab.

Mr. Abhinav Sood, Advocate for respondent No.2.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of anticipatory bail in case bearing FIR No. 104 dated 06.05.2025 registered under Section 108 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') at Police Station Gate Hakima, Amritsar.

2. The aforementioned FIR was registered on the basis of statement recorded by the complainant Akshay Bhatti alleging therein that his father Sh. Sunil Bhatti had raised a loan of Rs. 3,00,000/- from the petitioner about two years back for the purpose of renovation of his house and by mortgaging his house. He had been regularly making payment of interest on the said amount, however, the petitioner even after receiving the same had been demanding more and more money from his father and had

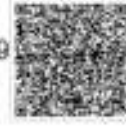


been claiming that a sum of Rs. 6,00,000/- was due. His father on being so harassed and threatened by the petitioner was quite upset and on 01.05.2025, he consumed some poisonous substance after writing a suicide note. He was admitted to hospital but died on the same day. By alleging that the petitioner had abetted his father's suicide, the complainant prayed for taking action. After registration of FIR, investigation proceedings have been initiated and are underway. Apprehending his arrest, the petitioner moved an application for grant of pre-arrest bail before the learned Additional Sessions Judge, Amritsar, which was dismissed vide order dated 09.07.2025.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. There is no material on record to show that he had made any abetment to commit suicide by victim Sunil Kumar. The ingredients for commission of offence punishable under Section 109 of BNS are not attracted at all in this case. There had been no instigation, incitement, or goading on the part of the petitioner against the victim to commit suicide. His custodial interrogation is not required. He is ready to join the investigation. No recovery is to be effected from him. Therefore, it is, urged that the petition deserves to be allowed.

4. Notice of motion.

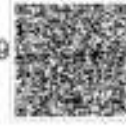
5. Mr. Abhinav Sood, Advocate has put in appearance on behalf of respondent No.2 and has filed his memo of appearance. Learned State counsel has also advance notice of the petition and has placed on record copy of post-mortem report of the deceased and suicide note left by the deceased. It is argued by learned Assistant Advocate General, Punjab, assisted by learned counsel for the complainant that the contents of suicide



note are sufficient to prove that it was only on the harassment meted out at the hands of the petitioner that the victim was compelled to end his life. It is argued that for conducting thorough and proper investigation in the matter, custodial interrogation of the petitioner is must. No extra ordinary or exceptional circumstance warranting exercise of powers for grant of anticipatory bail is made out. Therefore, it is, stressed that he does not deserve to be extended benefit of pre-arrest bail.

6. I have heard learned counsel for the parties at considerable length and have gone through the record carefully.

7. A perusal of the suicide note reveals that the victim had clearly mentioned that he was committing suicide due to harassment given by the petitioner and that he had given a sum of Rs. 3,00,000/- on interest to the victim but had raised this amount to Rs. 6,00,000/- and had also been taking interest at the rate of Rs. 1,000/- per day. Given the nature of the allegations as levelled against the petitioner, this Court is of the considered opinion that no exceptional or extra ordinary circumstance for grant of pre-arrest bail is made out in favour of the petitioner and his custodial interrogation is required to elicit information about the manner in which the petitioner had harassed the complainant which led to his suicidal death. It is well settled proposition of law that gravity of the allegations is one of the prime consideration for denying/granting benefit of bail to an accused. It is also well settled that the Court must be circumspect while exercising such power for grant of anticipatory bail and it should not be granted as a matter of rule and has to be granted only when the Court is convinced that exceptional circumstances exist to resort to that extra ordinary remedy. In the present



case, no such exceptional circumstances warranting exercise of the powers for grant of anticipatory bail by this Court are existing. As such, I am of the considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.

8. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

9. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

18th July, 2025

Parveen Sharma

1. Whether speaking/ reasoned

: Yes / No

2. Whether reportable

: Yes / No