

2026.PHHC.076367



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-20433-2026

Pooja
...Petitioner
Versus
State of Haryana
...Respondent

Sr. No.	Particulars	Details
1	The date when the judgment is reserved	13.05.2026
2	The date when the judgment is pronounced	19.05.2026
3	The date when the judgment is uploaded on the website	19.05.2026
4	Whether only operative part of the judgment is pronounced or full judgment is pronounced	Full
5	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Navneet Singh, Advocate for the petitioner.
Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

MANISHA BATRA, J :-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) by the petitioner seeking grant of regular bail in case bearing FIR No. 157 dated 22.03.2025 registered under Sections 108, 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short ‘BNS’) at Police Station Industrial Sector 29, Panipat, District Panipat.

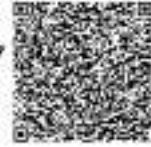
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2. Brief facts relevant for the purpose of disposal of the present petition are that the aforementioned FIR had been registered on the complaint submitted by the complainant Vinay alleging therein that his brother Naveen Kumar was married with the petitioner about seven years back. The matrimonial relations between them were strained and quarrels used to take place. His brother had even started residing separately with petitioner in a rented accommodation but their relations did not normalize. The petitioner and her other family members used to extend threats to kill his brother. He was humiliated and even assaulted by them several times. He alleged that his brother had committed suicide by hanging himself in his rented room on the night of 20.03.2025 and one day prior to that, he had made discussion with the complainant and had disclosed everything to him. He disclosed that the deceased had also left a suicide note. After registration of the FIR, investigation proceedings were initiated. One more written note allegedly left by the deceased was handed over to the investigating officer. The petitioner was arrested on 02.12.2025. On interrogation, she suffered a disclosure statement admitting her involvement in the crime. Accused Shyam Lal @ Shyama was also joined in the investigation, which now stands concluded.

3. It is argued by learned counsel for the petitioner that she has been falsely implicated in the present case. The written note alleged to be the suicide note left by the deceased contained cuttings. Another note is alleged to have been recovered one and a half months after the death of the victim. The victim was facing trial in a case of theft and used to remain depressed due

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to that reason. She had no hand in the suicidal death of the victim. The ingredients for commission of offences punishable under Section 108 of the BNS are not attracted against her at all. There is no material to show that she had instigated or abetted the suicide by the victim. She is in custody since long. The trial is likely to take considerable time to conclude. No useful purpose would be served by detaining her in custody any longer. Her antecedents are clean. It is, therefore, argued that the petition deserves to be allowed.

4. *Per contra*, learned State counsel, while relying upon the status report, has vehemently argued that the allegations against the petitioner are serious and specific in nature. The victim had left two suicide notes wherein he specifically held the petitioner responsible for his committing suicide on account of the harassment meted out to him at her hands. The trial has commenced and there is nothing on record to show that there would be any undue delay in conclusion of the same. It is, therefore, stressed that the petition does not deserve to be allowed.

5. This Court has heard the rival submissions made by learned counsel for the parties at considerable length.

6. The petitioner has been booked for commission of offence punishable under Section 108 of BNS. In order to prove a case under the provisions of Section 108 of BNS, it must be shown that the accused played an active role by an act of instigating or by doing certain acts to facilitate the

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commission of suicide. Mere harassment without any positive action on the part of the accused proximate to the time of occurrence, which led to suicide, would not amount to an offence under Section 108 of BNS. It is a debatable issue as to whether, the ingredients for commission of offence under Section 108 of BNS have been attracted against the petitioner or not? Keeping in view the period of incarceration of the petitioner, the nature of subject offence and the attendant facts and circumstances of the case, this Court is of the considered opinion that no useful purpose would be served by keeping the petitioner in custody anymore and she has made out a case for her release on bail. Accordingly, the petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/ Duty Magistrate concerned.

7. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
8. Since the main petition has already been disposed of, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

19th May, 2026
Parveen Sharma

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |