



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(168)

CRM-M-74104-2025 (O&M)

Date of Decision: 30.03.2026

HARMANJOT SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Ms. Kuljit Kaur Sandhu, Advocate
for the petitioner.

Ms. Aakanksha Gupta, AAG, Punjab.

Mr. Upender Prashar, Advocate
for the complainant.

KIRTI SINGH, J. (ORAL)

1. Prayer in the present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of anticipatory bail to the petitioner in case FIR No.283 dated 09.11.2025, under Sections 108 and 351(2) of BNS, 2023 (Section 108 of BNS deleted and Section 107 of BNS added on 16.12.2025), registered at Police Station Gobindgarh Mandi, Fatehgarh Sahib.

2. The contents of FIR are reproduced hereinafter.

“Copy statement, "statement of unknown Jagdev Yadav S/o Hari Narayan Yadav resident of house no. 03 street no. 03 Police Station Royal city ward no. 11 village jassran, Gobindgarh District Fatehgarh Sahib age about 39 years Mobile no. 90411-xxxx stated that I am resident of above said address and I have transport Nisa roadlines at village Jassran. I have 2 children, the eldest girl is xxxxx and younger boy is Krishna Yadav. My daughter xxxxxx, who is about 17 years old, was studying in class 10 at Bharatam Ward School Khanna and also went for tuition. She lived in a separate



room at home. On 07-11-2025, my daughter xxxxxx went to tuition from Madam Nancy at Gandhi Nagar Mandi Gobindgarh. My daughter used to go for tuition from 4.00 PM to 5.00 PM. Yesterday I called my daughter xxxxxx, on her mobile number 89682-xxxxxx from my phone and I asked her that did you come home from tuition ? She replied that I came home after taking tuition. Yesterday, My son Krishna Yadav, who came at about 06:40 PM at home after taking his tuition. My wife xxxxxx was also present at house and was doing household works in the kitchen. My wife asked my daughter for taking meal, but she replied that I don't want to eat yet. After that my son knocked the door of room where my daughter live, but my daughter did not open the door from inside. Then my son pushed the door and the door opened. My daughter xxxxxx had ended her life by placing plastic chair on bed by hanging herself from ceiling fan with a chunni. My son got scared after seeing this and after calling my daughter he came to me at my transport and after listening my son I came back at my home then I saw the body of my daughter is hanged and my wife was cutting the chunni and after cutting the chunni, my daughter's body had placed on the bed. When we checked and we found that my daughter body was warm. She was taken to the civil Hospital mandi Gobindgarh for treatment by arranging a private vehicle where the doctors checked and declared her dead. We had kept her body in the morgue of the civil Hospital Mandi Gobindgarh. Regarding this I came present in police station on 08.11.2025 and record my statement along with Jagjit Singh S/o Mohinder Singh R/o house no. 01, street no. 03 Royal city ward no. 11 village Jassran police station Gobindgarh district Fatehgarh Sahib and upon our statement Rapar no. 28 dated 08.11.2025 U/S 194 BNSS Police station Gobindgarh was registered. Due to off time, the post-mortem could not be done on 08.11.2025. upon this, I along with my wife xxxxxx personally investigated and inquire the mobile phone present at house. Upon investigation and inquiring the phone, we came to know that my daughter xxxxxxxxx had friendship with Harmanjot Singh S/o Jaspal Singh R/o house no. 184 Sector 23-A Mandi Gobindgarh that Harmanjot Singh harassing my daughter, about which my daughter had also told me that Harmanjot singh harassing me but on that time I made understand my daughter, but Harmanjot Singh did not stop harassing and threatening, due to which my daughter being harassed by said Harmanjot Singh, on 07.11.2025 at around 06:30 PM, she had ended her life by placing plastic chair on bed by hanging herself from ceiling fan with a chunni. Today I along with my neighbor Jagjit Singh S/o Mohinder Singh R/o house no.01 street no. 03, Royal city ward no. 11 Police Station Gobindgarh district Fatehgarh Sahib came present and recorded my statement which is heard as correct. Legal Action be taken against above said Harmonjot Singh.”

3. Learned counsel for the petitioner submits that the petitioner

has been falsely implicated in the present FIR on the statement of the



complainant, being the father of the deceased, with the allegations that the petitioner abetted the suicide of his daughter. It is submitted that in fact, the petitioner and the deceased were friends and used to talk on call and chat. Reliance in this regard is placed on Annexure P-3. The said friendship was not to the liking of the family of the deceased, due to which the deceased committed suicide. Moreover, there is an unexplained delay of about two days in the registration of present FIR. As such, the allegations levelled against the petitioner therein are not substantiated, particularly in the absence of any evidence including any suicide note, to suggest otherwise.

4. *Per contra*, learned State counsel as well as learned counsel for the complainant, have vehemently opposed the submissions made by the learned counsel for the petitioner and submit that there are specific and serious allegations against the petitioner. They state that the petitioner was actively involved in the commission of the offence. Learned State counsel submits that during investigation, after collecting the material, Section 108 of BNS was deleted and Section 107 of BNS was added in the present FIR.

5. Learned counsel for the complainant while placing reliance on the reply submits that on 08.11.2025, upon checking of the personal belongings of the deceased, a minor girl at the time of her unfortunate death, it came to light that the deceased was in continuous contact with the petitioner, who was harassing, threatening and mentally exploiting her. It further surfaced that the deceased had previously informed the complainant about the said harassment, and the complainant had cautioned the petitioner to keep distance from the deceased, but despite that he did not mend his ways and continued to pressurize the deceased mentally. Thereafter, on 07.11.2025, due to the continuous mental torture by the petitioner, the



deceased before committing suicide, recorded and uploaded multiple video messages, which clearly depicts her disturbed mental and physical conditions, the is annexed as Annexure R-2/1. Even a personal diary maintained by the deceased has also come on record, which indicates emotional exploitation and harassment at the hands of the petitioner, relevant portions of which are annexed at Annexure R-2/2.

6. It is the further submission of the learned State counsel that the petitioner, whom the investigating agency has been trying to apprehend, has been evading the process of law. It is thus prayed that the present petition be dismissed.

7. Heard the rival submissions made by learned counsel for the parties.

8. At this juncture, a gainful reference can also be made to the judgment passed by Hon'ble Supreme Court in case **** **V. Arun Kumar CK & Anr.**, reported in **2022 Live Law SC 870**, wherein it was held that merely because the custodial interrogation of the accused is not required does not, by itself, constitute a ground for grant of bail. The relevant portion of the aforesaid judgment reads thus:-

“There appears to be a serious misconception of law that if no case for custodial interrogation is made out by the prosecution, then that alone would be a good ground to grant anticipatory bail. Custodial interrogation can be one of the relevant aspects to be considered along with other grounds while deciding an application seeking anticipatory bail. There may be many cases in which the custodial interrogation of the accused may not be required, but that does not mean that the prima facie case against the accused should be ignored or overlooked and he should be granted anticipatory bail. The first and foremost thing that the court hearing an anticipatory bail application should consider is the prima facie case put up against the accused. Thereafter, the nature of the offence should be looked into along with the severity of the punishment. Custodial interrogation can be one of the grounds to decline custodial interrogation. However, even if custodial interrogation is not



required or necessitated, by itself, cannot be a ground to grant anticipatory bail.”

9. *Prima facie* specific allegations *qua* the commission of grave and serious offences, involving subjecting the minor victim to consistent harassment, which purportedly led her to take the extreme step of ending her life, have been levelled against the petitioner. The complainant has given a detailed account of the allegations in the FIR, which are *prima facie* corroborated by electronic evidence. Though the authenticity of the said evidence is a subject matter of trial, however, in view of the serious allegations and the material on record, a *prima facie* case is made out against the petitioner.

10. In view of the foregoing discussion, this Court is of the considered opinion that the petitioner has failed to make out a case for grant of anticipatory bail. The allegations against the petitioner are serious and supported by *prima facie* material, and no exceptional circumstances are made out to warrant the exercise of discretionary jurisdiction in his favour.

11. Accordingly, the instant petition stands dismissed.

12. It is made clear that nothing observed hereinabove shall be construed as an expression on the merits of the case.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

March 30, 2026
Ithlesh

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