

In the court of Sh. Kewal Krishan, Additional Sessions Judge, Patiala.

Case Type	Bail Application
Date of Institution	6.8.2019
Date of registration	7.8.2019
CIS No.	BA/2321/2019
CNR No.	PBPT 010122442019
Date of Decision	13.8.2019

Lovepreet Singh aged about 18 years son of Jarnail Singh, resident of Ward No.13, Sagar Basti Patran, Tehsil and District Patran, District Patiala

...Applicant-accused

Versus

State of Punjab

...Respondent

FIR No.138 dated 2.7.2019

Under Section 306 of the IPC

Police Station: Patran, Patiala

Present: Sh. HPS Tatla Adv. Counsel for the applicant-accused.
Shri Vishal Khullar Id. Addl. P.P for the State along with ASI Harvinder Singh.

Order:

1. Apprehending arrest in connection with above FIR, in the matter of offence punishable Under Section 306 of the IPC, the applicant has moved this application under Section 438 Cr.P.C for anticipatory bail. ASI Harvinder Singh has produced the record.
2. Arguments are heard. Learned counsel for the applicant has argued that the applicant has not committed any offence and he has been falsely implicated in this case at the instance of the

complainant and his other family members of the complainant in the present case. The house of the applicant is being repeatedly raised by the police of PS Patran Patiala. Even the name of the applicant has not been mentioned in the FIR. The applicant is not required for any purpose of investigation, inquiry and recovery etc. The applicant-accused is ready to join the investigation as and when required or as and when ordered. The applicant shall not give any inducement, threat or promise to any person allegedly acquainted with the facts of the case nor he shall leave the India without prior permission of the court. Nothing is to be recovered from him and his custodial interrogation is not required.

3. On the other hand, learned Addl. P.P has argued that suicide note shows that the applicant had obtained money from the deceased and had failed to return the same to the deceased Jaswant Singh and his custodial interrogation is required. Thus, he is not entitled to concession of bail.
4. This Court has heard the learned counsel for the applicant-accused, ld. Addl. PP for the State and gone through the record. ASI Harvinder Singh has produced the police record. According to the police, Jaswant Singh had committed suicide on 1.7.2019. He has left behind a suicide note mentioning therein number of persons owe huge money from him. In the suicide note he has been given details of the amount due from various persons. The allegations are that the borrower did not

repay the amount to him. The borrower had been prolonging the repayment of the loan amount on lame excuses. From the suicide note, it seems that the deceased came under stress as he was to repay the amount borrowed by him from various persons, but his borrowers were not repaying the loan obtained from him. On account of this stress, he committed suicide.

5. From the above detailed facts, this Court is of the considered view that the custodial interrogation of the applicant is not required, who is ready to join investigation. Keeping in view the above facts and circumstances, this Court is of the considered view that the applicant is entitled to get concession of anticipatory bail. Therefore, **interim bail** is granted to the applicant and he is directed to appear before the Investigating Officer and join the investigation within a period of 7 days and on making doing so, he will be released on furnishing the bail bonds in the sum of Rs.1,00,000/- with one surety in the like amount to the satisfaction of the Investigating Officer/Arresting Officer. This bail order is subject to the following conditions:

I) That the applicant shall join the investigation as and when called by the investigating officer;

II) That the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

III) That the applicant shall not leave the country without prior permission of the court.

6. Now to come upon 21.8.2019 for awaiting report of

Investigating officer.

Pronounced in open Court,
On 13.8.2019

(Kewal Krishan)
Addl.Sessions Judge, Patiala
(UID-PB0182)

(Narinder Sharma Stenographer I)

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Lovepreet Singh Vs. State

Present: Sh. HPS Tatla Adv. Counsel for the applicant-accused.
Shri Vishal Khullar Id. Addl. P.P for the State along with ASI Harvinder Singh.

ASI Harvinder Singh has produced the record. Arguments heard on the application for anticipatory bail. Vide separate detailed order of even date, the interim anticipatory bail has been granted to the applicant. Now, to come come up on 21.8.2019 for awaiting report of Investigating Officer.

Pronounced in open Court,
On 13.8.2019

(Narinder Sharma, Stenographer I)

(Kewal Krishan)
Addl. Sessions Judge,
Patiala.
(UID No.PB0182)