

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

**C.R.M-M No.1397 of 2015
Date of Decision : 12.02.2015**

Anil Kapoor

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Pritam Saini, Advocate
for the petitioner.

Mr. Deepak Garg, A.A.G., Punjab.

Mr. Sanjay Tangri, Advocate
for the respondent No.2.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in a criminal complaint case bearing No.758/2/09 dated 15.06.2009, registered under Sections 6, 14 (1-A), 14-A(1) of the Employees Provident Fund and Misc. Provisions Act, 1952 read with para 30, 38 and 76 (D) of the Employees Provident Fund Scheme, 1952.

The learned counsel for the petitioner refers to the order dated

26.05.1997 (Annexure P-2) passed by this Court and states that the petitioner was not in possession of the property i.e. Moti Mahal Restaurant. In fact, he had been ousted by his brother Kamal Kapoor who has undertaken to deposit the license fee @ Rs.50,000/- per month from November 1995 upto 31.07.1997.

On the other other hand, the learned counsel for the complainant-respondent No.2 opposes the prayer of the petitioner.

Heard.

The petitioner is directed to appear before the trial Court, within 3 weeks from today and furnish bail bonds/surety bonds. In the event of his doing so, he shall be admitted to bail by the trial Court during the pendency of trial, to its satisfaction.

Disposed of.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

February 12, 2015

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**(AJAY TEWARI)
JUDGE**