

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

CRM-M-27176-2014(O&M)

Date of Decision : 23.01.2015

JAGJIT SINGH & ANR

.....PETITIONERS

VERSUS

STATE OF PUNJAB

..... RESPONDENT

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Dhirinder Chopra , Advocate
for the petitioners.
Mr.R.S.Randhawa, Addl.AG,Punjab.
Mr.Anil Sharma, Advocate
for complainant-respondent No.2.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

On 12.08.2014 the following order was passed:

“ This is an application for anticipatory bail filed in case bearing FIR No. 82 dated 03.07.2014 under Sections 420, 406, 342, 506 and 149 of the IPC, registered at Police Station Badhni Kalan, District Moga, where the allegation is that the petitioners have misappropriated rice which was contracted to be delivered to the Food Corporation of India.

Learned counsel has stated that apart from these penal proceedings the PUNSUP has also initiated arbitration proceedings. He has further stated that the petitioners are ready to create a fixed deposit in the amount owed to the PUNSUP so that in case the arbitration proceedings culminate in favour of the Food Corporation of India there can be no problem in recovering the money.

Notice of motion.

Ms.Amarjit Kaur Khurana, Addl. AG, Punjab, on the asking of the Court, accepts notice on behalf of the respondent-State.

Learned counsel for the petitioners undertakes to supply a copy of the petition to the learned Addl.AG during the course of the day.

Adjourned to 21.08.2014.

Let a copy of this order be handed over dasti to the learned Addl.AG under the signature of Special Secretary of this Court.”

Learned counsel for respondent No.2 states that in case the petitioners create a fixed deposit of an amount of Rs. 2.5 crores in terms of the offer made on 12.08.2014 within a period of one month, even the complainant-respondent No.2 would have no objection in interim bail being granted to the petitioners. Learned counsel for the petitioners has accepted this.

Consequently in case the petitioners create a fixed deposit of Rs. 2.5 crores in the name of the Registrar of this Court by 20.02.2015, in the event of their arrest they shall be released on bail to the satisfaction of the investigating officer. It is directed that the amount will be released to the party in whose favour the ultimate award is passed.

Petition is allowed in the above terms.

It is made clear that in case the fixed deposit is not made in terms of the above order, the petition would be deemed to have been dismissed.

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

(AJAY TEWARI)
JUDGE

January 23, 2015

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