

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

CRM-M-33794-2015 (O&M)

Date of decision : 30.11.2015

Balwinder Singh Toki

...Petitioner (s)

Versus

State of Punjab

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. G. S. Dhillon, Advocate for the petitioner (s).

Mr. Luvinder Sofat, AAG, Punjab
assisted by SI Baljit Singh.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in a case FIR No.55, dated 27.05.2015, registered under Sections 420, 120-B of the Indian Penal Code (IPC), at Police Station Khuian Sarvar.

The learned counsel for the petitioner contends that the petitioner allegedly received Rs.2 lacs from the complainant. The petitioner has already deposited Rs.1,75,000/- through the bank and in terms of the undertaking made before this Court on 05.10.2015 qua the remaining amount of Rs.25,000, he has tendered a Cheque No.005338 amounting to Rs.25,000/-, photocopy of the same is taken on record as Mark 'A'.

Therefore, the total amount of Rs.2 lacs stands paid to the complainant.

The learned State counsel, on instruction, informs that the petitioner has already joined the investigation and neither involved in any other FIR nor required for further interrogation.

The said cheque is handed over to the learned State counsel who further gave the same to the Investigating Officer for onward delivery of the same to the complainant.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court, vide order dated 05.10.2015, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

30.11.2015

ashok

**(JITENDRA CHAUHAN)
JUDGE**