

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

CRM-M-36601 of 2015.
Decided on:-17.11.2015.

Rajesh Goyal.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

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

Present:- Mr. Aayush Gupta, Advocate for the petitioner.
Mr. Gurinderjit Singh, DAG, Punjab.
Mr. Vaibhav Sehgal, Advocate for the complainant.

HARI PAL VERMA, J. (ORAL)

This is the second petition for grant of regular bail to the petitioner in a pending trial in case FIR No.93 dated 6.4.2013 under Sections 420 and 120-B IPC registered at Police Station Division No.7 (Vardhman), District Ludhiana.

This Court on November 04, 2015 has passed the following order:

“Learned counsel for the petitioner submits that in order to show his bona fide, the petitioner undertakes to deposit a sum of Rs.10,00,000/- with the Court of the Chief Judicial Magistrate, Ludhiana within two days.

In case the petitioner deposits the aforesaid amount within two days, he be admitted to interim bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate, Ludhiana. The said amount will be

deposited in a fixed deposit and would be disbursed as per the decision rendered by the trial Court.

Adjourned to 17.11.2015.”

Learned counsel for the petitioner contends that pursuant to the aforesaid order, the petitioner has deposited an amount of Rs.10 lacs for which endorsement of the Court has been given on the FDR. In this regard, learned counsel has also produced certified copy of order dated 5.11.2015 passed by learned Chief Judicial Magistrate, Ludhiana, which is taken on record.

Since the allegation levelled in the FIR is yet to be established during the trial and the case is triable by the Magistrate, the present petition is allowed and order dated November 04, 2015 of this Court is made absolute.

However, it is made clear that the amount so deposited by the petitioner with the Chief Judicial Magistrate, Ludhiana shall be disbursed to the parties as per the decision given by the trial Court.

Needless to say that the observations made shall have no bearing on the merits of the main case and the trial Court shall decide the case on the basis of availability of evidence.

November 17, 2015
Yag Dutt

(HARI PAL VERMA)
JUDGE