IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-37701 of 2014 (O&M)
Date of decision: 08.01.2015

Anil Kapoor

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

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

Ms. Harsimrat Rai, DAG, Punjab
for the State/respondent No.1.

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

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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 criminal complaint case bearing No.723/2/09 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

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the petitioner was not in possession of the property i.e. Moti Mahal Restaurant. In fact, he had been ousted by his brother Kamal Kappor 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 opposes the prayer of the petitioner.

Heard.

The petitioner is directed to appear before the trial Court, within a week 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.

08.01.2015 **(JITENDRA CHAUHAN)**
sumit.k **JUDGE**

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