

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

CRM-M-43953-2014 (O&M)

Date of decision : 06.01.2015

Ramesh Lal

...Petitioner

Versus

The Gurdaspur Central Co-op Bank Ltd.

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Ms. Ravinder Kaur Manaise, Advocate,
for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail to the petitioners in case FIR No.9 dated 07.01.2010, under Section 138 of the Negotiable Instruments Act, pending in the Court of learned Judicial Magistrate 1st Class, Gurdaspur.

The learned counsel contends that during the pendency of the bail petition moved by the petitioner before the learned Sessions Judge, the order dated 10.11.2014, declaring the petitioner as proclaimed offender was passed. The absence from the process of the Court is neither intentional nor deliberate. She further states that the petitioner is ready and willing to pay the entire amount within six

months from now and to show his bona fide, he undertakes to pay 50% of the cheque amount within one week from today.

Heard.

In the circumstances, without expressing any opinion on the merits of the case, the present petition is allowed with a direction that in case, the petitioner surrenders before the trial Court and deposit 50% of the cheque amount within seven days from today, he shall be admitted to bail, on furnishing bail bonds and surety bonds, to its satisfaction. He shall deposit the remaining 50% of the cheque amount within six months from today.

It is made clear that in case, the remaining amount is not deposited within the stipulated period, the present petition shall be deemed to have been dismissed without further notice.

06.01.2015
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(JITENDRA CHAUHAN)
JUDGE

Note : Whether to be referred to reporter ? Yes / No