

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

***CRM No.M-14717 of 2015 (O&M)
Date of Decision: 29.01.2016***

Kamaljit Singh

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. H.S. Jugait, Advocate for the petitioner.

Ms Anmol Grewal, AAG, Punjab.

Mr. Alok Jagga, Advocate for the complainant.

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TEJINDER SINGH DHINDSA.J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.33 dated 09.03.2015, under Sections 420/409 IPC, registered at Police Station Bhikhiwind, District Tarn Taran.

Complainant in the present case is Central Bank of India, Branch Bhikhiwind, Tehsil Patti, District Tarn Taran.

Broadly allegations against the present petitioner are that while holding the post of Cashier in the concerned branch, he had accepted deposits of money from various customers amounting to a total of Rs.12 lacs approximately but had siphoned away the funds inasmuch as the requisite deposits were not made in the bank accounts of the customers.

At the stage of primary hearing of the present petition, contention of the counsel appearing for the petitioner had been noticed that a mistake has been committed but he is willing to compensate and to deposit the entire amount within a period of one week. Upon noticing such

contention, ad interim protection as regards arrest was granted to the petitioner and he was directed to join investigation.

Learned State counsel upon instructions from ASI Balkar Singh would apprise the Court that the petitioner has since joined investigation.

It is the contention raised by the counsel for the petitioner that periodically after issuing notice of motion in the present petition, an amount of Rs.12 lacs approximately has been deposited with the Bank. Mr. Alok Jagga, Advocate appearing for the complainant/Bank does not dispute such factual assertion.

In the light of such circumstances, the present petition is allowed. Order dated 07.05.2015 passed by this Court is made absolute.

It is, however, clarified that grant of such concession of pre-arrest bail to the petitioner would not preclude the Bank from proceeding in the matter and in taking action against the petitioner in the light of such serious allegations and in accordance with law.

Disposed of.

29.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**