

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

CRM-M No. 27498 of 2016
Date of decision : September 05, 2016

Jatin Mahajan,

..... Petitioner

v.

State of Punjab and another,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Veneet Sharma, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

Mr. Sandeep Wadhavan, Advocate
for respondent No.2.

Ajay Tewari, J (Oral)

The petitioner seeks grant of anticipatory bail in case FIR
No.321, dated 24.7.2016, registered under Section 420 of the IPC, at
Police Station Civil Lines, Amritsar City.

Counsel for the respondent, on instructions from ASI
Kuldeep Singh, has accepted that for the cheques which are mentioned in
the present FIR, the complainant has already filed a complaint under

Section 138 of the Negotiable Instrument Act.

Counsel for the complainant/respondent No.2 has accepted this fact but has argued that the petitioner does not deserve the concession of anticipatory bail because he has cheated the complainant.

However, once it is not disputed that for the same cheques, a complaint under Section 138 of the Negotiable Instrument Act has already been filed, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. The petitioner is directed to appear before the Investigating Officer on 11.09.2016 or on any other day on which the Investigating Officer requires his presence, and in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

The petition stands disposed of.

September 05, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No