

**CRM-M-30492-2015 (O&M)**

**[1]**

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

**(201)**

**CRM-M-30492-2015 (O&M)  
Date of Decision:-23.08.2016**

Baljinder Singh

.....Petitioner

V/S

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present : Mr. Vipin Mahajan, Advocate,  
for the petitioner.  
Mr. Sailesh Gupta, Addl.A.G., Punjab.

**A.B. Chaudhari, J.** (Oral):-

Heard learned counsel for the rival parties. This Court has made an interim order on 09.09.2015, the allegation against the petitioner is that he had withdrawn the amount from the office of BDPO, Ludhiana-2 by making forgery etc. in the total sum of Rs.4,39,677/-.

Learned counsel for the petitioner, however, contends that the record show that the withdrawn amount and disbursal thereof were all countersigned by the BDPO and, therefore, the allegation made by BDPO, Ludhiana-2 is not correct. In my opinion, it is a matter of investigation and at this stage, it is not possible to hold prima facie that the petitioner is right. In that point of view the investigation is necessary. But since, learned counsel for the petitioner in instructions from the petitioner (who is present in Court) states that the petitioner is willing to deposit the amount of

Pankaj Kakkar  
2016.08.25.14  
I attest to the accuracy and  
integrity of this document

Rs.4,39,677/- subject to final outcome in the name of Registrar of this Court who shall upon deposit invest the same in Fixed Deposit subject to the further proceedings culminating into the final report or the trial under Section 173, the amount shall be deposited in this Court within a period of 4 weeks from today. In the meanwhile, the petitioner is directed to join the investigation and fully cooperate with the investigating officer also by handing over the entire records and answering all the interrogatories by the investigating officer.

In the event of arrest, the petitioner shall be released on ad-interim anticipatory bail upon furnishing of the bail bonds to the satisfaction of the arresting officer.

Disposed of.

If, the amount is not deposited, interim order of anticipatory bail shall come to an end, and Investigating Officer shall be at liberty to arrest the petitioner.

Learned counsel for the petitioner states that he should be given liberty to apply for disposal of the property i.e. money at the end of the trial. Liberty granted.

**August 23, 2016**

pankaj

**(A.B. Chaudhari)**  
**JUDGE**

**Whether speaking/reasoned**

**Yes/No**

**Whether reportable**

**Yes/No**