

CRM-M No.32892 of 2016 (O&M)

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

CRM-M No.32892 of 2016 (O&M)

Date of decision : 26.09.2016

Satnam Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Rishu Mahajan, Advocate for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG, Punjab.

Mr. Bikramjit Arora, Advocate for the complainant.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.152, dated 14.08.2016 registered under Sections 420/120-B IPC at Police Station E Division, Amritsar.

The issue is whether the petitioner has wrongly obtained the cheques of the complainant and mis-used them or whether the petitioner has lent money to the complainant and those cheques have been given in

discharge of that debt.

Learned Additional Advocate General on instructions from ASI Narain Singh has accepted this fact.

At this stage it is very difficult for the Court to come to a conclusion as to what is the correct fact.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 06.10.2016 and on any other date as and when his presence is required. On his appearance the I.O. shall release him on bail to his satisfaction subject to the conditions envisaged under Section 438 (2) Cr.P.C. In case the petitioner does not appear before the investigating officer in the aforesaid manner the present petition would be deemed to have been dismissed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

26.09.2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No