

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

101

CRM-M-43874-2016 (O&M).
Decided on: December 8, 2016.

Anand Kumar Rampal

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

* * *

PRESENT Mr.T.C.Dhanwal, Advocate,
for the petitioner.

M.M.S. BEDI, J. (ORAL)

This is a second petition for the grant of pre-arrest bail earlier having been dismissed on the ground that the petitioner failed to fulfil the obligation pursuant to his statement made in the Court and that he was involved in another case.

When confronted as to what are the circumstances for entertaining the second application for pre-arrest bail, counsel for the petitioner refers to certain money transactions contending that the petitioner in another case had issued two cheques of Rs.9 lac each to the complainant and that if the entire account is considered, the petitioner has paid a sum of Rs.69 lac against the sum of Rs.60 lac received by the petitioner. A fresh petition on the basis of the facts which were existing at the time the first application was filed and decided appears to be not maintainable. The petitioner has also not impleaded the complainant as a party as it is the complainant only who would be in a position to admit or deny the averments made in paras no.5 and 6 of the petition.

At this stage, counsel for the petitioner seeks permission to withdraw the present petition.

Disposed of as withdrawn with liberty to the petitioner to file a fresh petition, if so advised.

(M.M.S. BEDI)
JUDGE

December 8, 2016.
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Whether speaking / reasoned
Whether reportable:

Yes / No
Yes / No