

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

**Crl. Misc. No.M-14618 of 2017 (O&M)
Date of Decision: October 26, 2017**

Kapil Takiyar

.....PETITIONER(s).

VERSUS

State of Punjab and another

...RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Ms. Kanchan, Advocate for
Mr. Amit Dhawan, Advocate
for the petitioner (s).

Mr. C.L.Pawar, Sr. D.A.G., Punjab.

Mr. Kulwant Singh Dhanora, Advocate
for the complainant.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in complaint case No. 27/2/13 dated 28.04.2010 titled as Sukhwinder Thappar Vs. Kapil Takiyar filed under Section 138 of the Negotiable Instruments Act, pending before the Court of learned JMIC, Phillaur.

Heard.

Learned counsel for the complainant submits that the matter has since been amicably settled and under the terms of settlement, petitioner has agreed to pay the cheque amount to the complainant. He has no objection if the order allowing interim bail to the petitioner is made

absolute.

In view of submission made by counsel for the complainant but without expressing any opinion on the merits of the case, this petition is allowed and the order dated 01.05.2017 is made absolute subject to the condition that petitioner shall appear before the trial Court on each and every date of hearing. In the event of his non-appearance on any date without permission, the trial Court will be competent to cancel his bail and forfeit the bail bond and surety bond and take the petitioner into custody.

October 26, 2017

Jyoti-II

**(SURINDER GUPTA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No