

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

**CRM-M-2179-2017 (O&M)
Date of Decision: April 26 , 2017**

Subhash Khanna

.....PETITIONER(s).

VERSUS

State of Punjab

....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.Vaibhav Sahni, Advocate
for the petitioner(s).

Mr.Jashanpreet Singh, A.A.G., Punjab.

Mr.Raj Karan Singh Verka, Advocate
for complainant.

SURINDER GUPTA, J.(Oral)

CRM-13625-2017

CRM is allowed and the documents are taken on record.

Main case

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.248 dated 20.12.2016 registered for the offences punishable under Sections 419, 420, 467, 468, 471 IPC, at Police Station Gate Hakima, Amritsar.

Heard.

Learned counsel for the petitioner submits that the amount of ₹ 12.5 lacs has been deposited with the Registrar (Judicial) of this Court and the same may be paid to the complainant. On payment of this

amount, agreement to sell allegedly executed by the petitioner with the complainant will come to an end.

Learned counsel for the complainant submits that the property in question has been purchased by the complainant from its real owner and as such, he has no claim against the petitioner after the payment of ₹ 12.5 lacs to him.

Keeping in view the above fact, the amount of ₹ 12.5 lacs deposited by the petitioner with the Registrar (Judicial) under order dated 20.2.2017 is ordered to be paid to the complainant.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 24.1.2017 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

April 26, 2017
Paritosh Kumar

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No