

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

CRL. MISC. No.M-9698 OF 2017 (O&M)
DATE OF DECISION : 19th JULY, 2017

Vijay Kumar

.... Petitioner

Versus

State of Punjab

.... Respondent

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

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Present : Mr. Sherry K. Singla, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

Mr. H.P.S. Ishar, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

CRM-9783-2017

The application is allowed as prayed for.

CRL. MISC. No.M-9698 OF 2016

The petitioner has filed this petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.33 dated 03.03.2017 registered under Sections 406 and 420 IPC at Police Station Maur, District Bathinda.

Heard learned counsel for the rival parties.

The petitioner was granted interim bail by this court vide order dated 22.03.2017.

During the investigation the police have found a letter head which is relied upon to say that in the year 2004 the petitioner received ₹11,20,000/-. The case of the prosecution is that the farmers have, from

time to time, entrusted the goods to the petitioner as a commission agent for sale but had not received the price thereof.

Without commenting anything on the merits, I *prima facie* find that the petitioner will be entitled to grant of anticipatory bail looking to the fact that there is delay of thirteen years in the complainant not making any grievance with anybody about the said amount.

In that view of the matter interim order dated 22.03.2017 is made absolute.

Disposed of accordingly.

19TH JULY, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No</i>