

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

Criminal Misc.No.M-12209 of 2018 (O&M)

Date of Decision : 08.10.2018

Satpal Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Deepak Bhardwaj, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of pre-arrest bail in case FIR No.63 dated 28.06.2017, registered under Section 420 IPC at Police Station Kathgarh, District Shaheed Bhagat Singh Nagar.

It has been submitted that the petitioner had to pay Rs.73,790/- to the complainant so he issued a cheque. It has been further submitted that the proceedings under Section 138 of the Negotiable Instruments Act is still going on.

Learned State counsel has stated that the petitioner has joined the investigation and nothing is to be recovered from him.

In the circumstances, without going into the merits of the case, keeping in view the facts and circumstances of the case and the fact that the liability of the petitioner qua the offence is debatable, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Resultantly, the interim order dated 23.03.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

08.10.2018
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

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