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

**CRM-M No.19318 of 2017(O&M)
Date of Decision: 22.01.2018**

TARLOK SINGH AND ANR

.....Petitioners

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. A.S. Salar Advocate
for the petitioners.

Mr. Hittan Nehra, Addl. A.G., Punjab.

Mr. Ankit Aggarwal, Advocate for
Mr. Anupam Singla, Advocate
for the complainant.

RAJ MOHAN SINGH, J. (Oral)

On 26.05.2017, learned counsel for the petitioners made a statement before the Co-ordinate Bench of this Court that the petitioners would deposit the balance amount of Rs.42,31,463/- out of total embezzled amount of Rs.1,32,31,463/- within a period of one month from that date. Interim protection was granted not to adopt coercive means against the petitioners till such time. Petitioners were directed to comply with the said undertaking within period specified, failing

which the interim protection was ordered to be vacated automatically. Thereafter on 11.07.2017, interim order was extended for a period of six weeks.

Perusal of the interlocutory orders on record would show that the interim order was never extended thereafter i.e. 11.07.2017. Till date the petitioners have not complied with the order dated 26.05.2017 and 11.07.2017. Petitioners have availed the interim protection without there being any compliance to the aforesaid orders.

Learned State counsel on instructions from ASI Kaur Singh submitted that petitioner No.1 has already been declared as a proclaimed person/offender by the Judicial Magistrate Ist Class, Fatehgarh Sahib vide order dated 07.11.2017.

In view of above facts, indulgence in terms of Section 438 Cr.P.C. cannot be granted to the petitioners.

Petition is accordingly dismissed.

January 22, 2018

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No