

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

Sr.No.201

CRM-M-21843-2017(O & M)

Date of Decision:28.09.2018

Kapil Aggarwal

....petitioner

Versus

Union Territory of Chandigarh

.....respondent

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Mr.Bipan Ghai, Senior Advocate with
Mr.Vinod S.Bhardwaj, Advocate and
Mr.Nupur Malik, Advocate
for the petitioner

Mr.Rajiv Sharma, Advocate, APP for U.T.Chandigarh

Mr.Vineete Sehgal, Advocate
for the complainant

ARVIND SINGH SANGWAN, J. :

Prayer in this petition is for grant of anticipatory bail in FIR
No.164 dated 13.04.2016 under Sections 420,467,468,471,120-B IPC
registered at Police Station Sector-17, U.T.Chandigarh

On 04.10.2017, the following order was passed:

“xx xx xx xxx

*Learned counsel for the petitioner makes
statement that the petitioner would deposit an amount of
₹18,00,000/- in this Court. Registry to accept the deposit and
invest the same in Fixed Deposit. This amount is without
prejudice to the rival parties.*

Proceedings are adjourned to 24.10.2017.

The petitioner is directed to join the investigation

*and fully cooperate with the Investigating Officer/Arresting Officer. In the event of arrest, the petitioner shall be released on ad-interim anticipatory bail **till next date** in FIR No.164 dated 13.04.2016, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station Sector-17, U.T. Chandigarh, on furnishing of his bail bonds amounting to ₹10,000/- with one surety in the like amount to the satisfaction of the Arresting Officer.”*

Thereafter, on 24.09.2018, on request of learned counsel for the petitioner that he is ready to hand over a sum of ₹ 18 lakh to the complainant, Registry was directed to return the FDR dated 13.10.2017 to the petitioner.

Today, learned senior counsel for the petitioner has handed over a demand draft of ₹ 18 lakh dated 27.09.2018 to learned counsel for the complainant. A photocopy of the same is placed on record.

In view of the same, the order dated 04.10.2017 is made absolute. Registry is directed to return the FDR dated 13.10.2017 to the counsel representing the petitioner. Liberty is granted to the U.T.Chandigarh-respondent No.1, that in case, in pursuance to any inquiry pending before the Income Tax Authorities, the petitioner is required for further investigation, he may be asked to join the investigation, on issuance of a notice.

The petition stands disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

28.09.2018

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Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No