

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-29737-2018

Date of Decision: 26.07.2018

Ujjwal Bajaj and another

.. Petitioners

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Parminder Singh, Advocate for the petitioners.

Mr. B.S. Virk, DAG, Haryana for respondent(s)-State.

...

Inderjit Singh, J.

Petitioners-Ujjwal Bajaj and Udit Bajaj have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.353 dated 04.04.2018, registered at Police Station City Karnal, under Sections 420, 406 and 34 of the Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

The FIR has been registered on the basis of complaint made by Mahesh Bhatia, Director of Mahesh Distributor Pvt. Ltd against the present petitioners. As per the allegation, there were business transactions between the parties and amount of ₹46,65,648/- still remains to be paid by the present petitioners to the complainant. Neither the accused are making the payment nor they have returned the material. Even on asking for the

payment, they are giving threats to him.

Learned counsel for the petitioners stated that the petitioners have already paid ₹15,00,000/- to the complainant, even after registration of the FIR. As per the counsel, only amount of ₹20,00,000/- remains to be paid. He also submitted that it is only a business transaction.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. No useful purpose would be served by sending the petitioners to custody. In the event of arrest, the petitioners be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so by the police and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

26.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No