

**207-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-41177-2018

Date of decision: December 03, 2018

Harmohinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Sushant Kareer, Advocate
for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The petitioner has preferred the instant petition under Section 438 of Code of Criminal Procedure, for grant of anticipatory bail in case FIR No.0168 dated 31.12.2016, registered under Sections 406, 420, 465, 468, 471 and 120-B of the Indian Penal Code at Police Station Division-4 Jalandhar, District Jalandhar, Punjab.

Learned State counsel has filed the short reply in the shape of affidavit of Dalbir Singh, PPS, Assistant Commissioner of Police (Central), Jalandhar which transpires that between 11th March, 2017 to 2nd May, 2017, Rs.42,00,000/- has been deposited in the account of the complainant in Account No.660800210002643 through different cheques or through NEFT. He has also placed on record copy of one more bank account which transpires that on 4th April, 2017, Rs.2,00,000/- was deposited. Apart from it, the Manager of HDFC Bank has issued a certificate that another cheque for Rs.2,00,000/- was deposited. In this view of the matter, an amount of Rs.44,00,000/- has already been paid to the complainant.

Learned State counsel on instructions from ASI Jagdish Singh, submitted that the petitioner has already joined the investigation; nothing is to be recovered from him and he is no more required for custodial interrogation.

Resultantly, the interim order dated 12.10.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

However, bank account of the company be released except for a sum of Rs.1,00,000/- which shall be kept in the account and that shall be subject to the final outcome of the trial.

Petition stands allowed accordingly.

(RAJ SHEKHAR ATTRI)
JUDGE

December 03, 2018
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No