

**Sr. No.217
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-42529 of 2017 (O&M)

Date of Decision: 15.02.2018

Nitin Valecha

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Amardeep Sheoran, Advocate for
Mr. J.P.Jangu, Advocate,
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. P.S.Jammu, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks regular bail pending trial in case FIR
No.377 dated 21.05.2017, under Sections 420, 34 of IPC, registered
at Police Station Sirsa City, District Sirsa.

Allegations against the present petitioner as also co-
accused, namely, Kawal Nain i.e. father of the petitioner are that a
sum of Rs.15 lacs approximately had been entrusted to facilitate
the complainant to be settled abroad i.e. in England.

Out of the total amount of Rs.15 lacs approximately,
Rs.4,40,000/- is stated to have been paid in cash and the balance in
the accounts of the present petitioner as also co-accused i.e. his
father.

This Court while dealing with CRM No.M-31704 of 2017
preferred by co-accused Kawal Nain seeking benefit of regular
bail had referred the parties to the Mediation and Conciliation

Centre of this Court, after a cheque of Rs.02 lacs had been issued by Smt. Sarla Valecha i.e. mother of the present petitioner for demonstrating bona fides for a settlement to be worked out. The conceded position of fact is that no settlement has been arrived at even though cheque of Rs.02 lacs drawn in the name of the complainant was duly encashed.

Present petitioner has faced incarceration since 18.07.2017.

Investigation in the case is complete and even charges have been framed.

Trial is at the very initial stage and would take time to conclude.

Undertaking of the counsel representing the petitioner is recorded to the effect that an amount of Rs. 07 lacs would be deposited with the trial Court within a period of 04 weeks from today. Such amount would be put in a fixed Deposit carrying highest rate of interest and would be subject to the outcome of the trial.

Subject to fulfilling the undertaking so recorded today, petitioner would be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

15.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No