

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

CRM-M-14372 of 2018.

Decided on:- October 03, 2019.

Jaspreet Singh.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Vikas Gupta, Advocate
for the petitioner.

Mr. Saurav Khurana, D.A.G., Punjab.

Mr. J.S. Pannu, Advocate
for respondent No.2-complainant.

HARI PAL VERMA, J. (Oral)

The petitioner has filed the present petition under Section 438 Cr.P.C. seeking anticipatory bail in the event of his arrest in FIR No.7 dated 19.01.2018 under Sections 498-A, 313 and 120-B IPC (Section 313/120-B IPC deleted later on) registered at Police Station Sarhali, District Tarn Taran.

Learned counsel for the petitioner states that in pursuance to the order dated 06.04.2018 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Harvinder Pal Singh, states that though the petitioner has joined investigation, but as against 33 Tolas of gold articles, only 17 Tolas of gold articles have been recovered and in this manner, the recovery of 16 Tolas of gold articles is yet to be effected from the petitioner.

Faced with this situation, learned counsel for the petitioner states that at this stage, the petitioner is ready to deposit the amount equivalent to the alleged recovery which is yet to be effected, with the trial Court in the shape of FDR in the name of respondent No.2-complainant, but the said FDR be not released to the complainant during pendency of the trial without there being a specific permission from the Court.

I have heard learned counsel for the parties.

Considering the fact that the petitioner has joined investigation and is ready to deposit the amount equivalent to the alleged recovery which is yet to be effected, with the trial Court in the shape of FDR in the name of respondent No.2-complainant, the present petition is allowed and the interim bail granted to the petitioner vide order dated 06.04.2018 is made absolute, subject to deposit of an amount of Rs.6,50,000/- by the petitioner before the trial Court within a period of four weeks from today, in the shape of FDR in some nationalised bank in the name of respondent No.2-complainant. The disbursement of this payment would be subject to outcome of the trial.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

October 03, 2019

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No