

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

**CRM-M-32096-2018
Date of decision: 29.04.2019**

Joginder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Amandeep Singh, Advocate
for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.188 dated 09.05.2018, registered under Sections 420, 120-B IPC at Police Station Basti Jodhewal, District Ludhiana.

The operative part of the order dated 08.08.2018, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has submitted that as per the bank statement, the petitioner has received an amount of Rs.2.5 lacs from the mother of the complainant and he is ready to pay back the said amount. It is further submitted that the petitioner has already given 02 cheques amounting to Rs.1,00,000/- and Rs.3,00,000/-, respectively to the complainant, which has not been encashed, so far. It is also submitted that the petitioner is ready to join the investigation and hand over all the details of the cheques to the Investigating Officer. Counsel for the petitioner has further submitted that the petitioner is also ready to pay the aforesaid amount of Rs.2.5 lacs to

the complainant, in case, the aforesaid cheques are not cleared by the complainant. List again on 15.11.2018.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 08.08.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the petitioner further submits that though the petitioner has offered the amount of ₹2.5 Lakh to the complainant but the same has not been accepted by the complainant as he wants the entire money from the petitioner.

Learned counsel for the State, on instructions from ASI Kulwant Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 08.08.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C. and also with a condition that he will deposit an amount of ₹2.5 Lakh with the Illaqua Magistrate as per order dated 11.12.2018, without any prejudice to his right to defence.

It is made clear that in case the aforesaid amount is not deposited on or before 15.05.2019, this petition shall be deemed to have been dismissed.

29.04.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*