

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

**CRM-M-42726-2017
Date of decision: 13.09.2019**

Kiran Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. C. S. Rana, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Arpan Sabharwal, Advocate
for respondent No. 2.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioner in FIR No. 198 dated 30.11.2016, registered under Section 420 IPC at Police Station Sadar Ludhiana, District Ludhiana.

This petition is pending since 2017. On 17.11.2017, it was stated that the original owner of the land, i.e. Jeet Singh, is ready to execute the sale deed as per agreement dated 13.11.2017 and thereafter, on 05.12.2018, the arrest of the petitioner was stayed as there was a settlement before the Mediation and Conciliation Centre of this Court. Thereafter, number of dates were given to the petitioner to comply with the terms and conditions of the settlement arrived at before the Mediator and to make the payment of the amount agreed by him.

On 09.07.2019, the petitioner handed over a cheque of Rs.

1,70,000/- favouring the complainant/respondent No. 2 and assured that the same will be honoured by the bank.

Today, learned counsel for respondent No. 2 submits that the aforesaid, on presentation before the bank, has been dishonoured.

In view of the above, considering the fact that the petitioner, despite being granted sufficient time to make the payment in terms of the settlement arrived at before the Mediator, has not made any payment so far and also in view of the allegations levelled against him in the FIR that he has committed fraud with the complainant after entering into agreement to sell, I find no ground to extend the interim protection any further.

Therefore, the present petition is dismissed.

13.09.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No