

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27634-2019

Date of decision: 25.07.2019

Lovepreet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vivek Salathia, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

Mr. B.S. Bhalla, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.0032 dated 26.02.2019 under Sections 420, 465, 467, 468, 471, 120-B IPC, registered at Police Station Division No.6, Jalandhar.

While granting interim bail to the petitioner, following order was passed by this Court on 03.07.2019: -

“Learned counsel for the petitioner submits that as per the allegations in the FIR, got registered by complainant Gurmej Singh, the petitioner, without the consent of the complainant, had obtained a loan from HDFC Bank for purchasing a JCB machine.

Learned counsel for the petitioner further submits that the petitioner has already cleared the loan on 15.12.2018 and has

obtained an NOC in this regard.

Learned counsel for the petitioner has referred to the FIR, wherein, the Investigating Officer, with reference to an official of HDFC Bank, has mentioned that the ID proofs of complainant Gurmej Singh were given by the petitioner as Guarantor and only the petitioner knows about the details of the same. The FIR further mentions that in case any employee/officer of the HDFC Bank is found involved, necessary action will be taken against him.

Learned counsel for the petitioner further submits that admittedly the loan was granted after due sanction and verification by the Bank and later on, Robin Kumar, Sales Manager, HDFC Bank, has put the entire liability upon the petitioner....”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, petitioner has joined the investigation and is not required for any further investigation. It is further submitted that the entire loan liability has also been cleared prior to registration of the FIR.

Learned State counsel has filed the reply by way of affidavit of Deputy Commissioner of Police (Investigation), Commissionerate Jalandhar in the Court today. As per this affidavit, on further investigation, Sales Manager, HDFC Bank, namely Robin Kapoor is also added as an accused in the case.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 03.07.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

25.07.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No