

**In the High Court of Punjab and Haryana at Chandigarh**

**209**

**CRM-M-30721-2019 (O & M)**  
**Date of Decision: October 30, 2019**

**ROHIT MALHOTRA**

**.....PETITIONER**

**VERSUS**

**STATE OF PUNJAB**

**....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. C.M. Munjal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Vaibhav Sehgal, Advocate for the complainant.

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**ANUPINDER SINGH GREWAL, J (ORAL)**

The petitioner is seeking anticipatory bail in FIR No. 81 dated 13.06.2019, under Sections 420 and 120-B of the Indian Penal Code, 1860 ('IPC' - for short), registered at Police Station Division No. 3, District Ludhiana.

Learned counsel for the petitioner contends that the allegations in the FIR are a pointer towards a civil dispute with regard to monetary transaction. He also contends that the complainant has filed a complaint under Section 138 of the Negotiable Instruments Act, 1881, which is pending adjudication. The complainant had also filed a criminal complaint wherein it was observed by the trial Court that the offence under Section 420 IPC is not made out. He further contends that no money was paid by the complainant to the petitioner either directly or in his account. He further contends that the petitioner is not involved in any other case of similar nature.

This Court, by the order dated 22.07.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Gurmeet Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 22.07.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

**(ANUPINDER SINGH GREWAL)**  
**JUDGE**

**October 30, 2019**

A.Kaundal

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|----------------------------|---|--------|
| Whether speaking/ reasoned | : | Yes/No |
| Whether Reportable         | : | Yes/No |