

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

CRM-M-456-2019

Date of decision: 10.1.2019

Vijay Mahajan

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Bipan Ghai, Sr. Advocate with
Mr.Deepanshu Mehta, Advocate for the petitioner

JITENDRA CHAUHAN, J.

The present second petition under Section 438 Cr.P.C. has been filed by the petitioner in case First Information Report No.30 dated 24.2.2016 (Annexure P-1) registered under Sections 420, 494, 467, 468, 471, 120-B IPC at Police Station Division No.4, Ludhiana.

Heard.

The petitioner was allowed bail by this Court vide judgment dated 8.9.2017 on the ground that the matter has been settled between the parties and both the parties shall abide by the conditions of the agreement reached between them. Despite the sufficient opportunities, the undertaking made before this Court was not complied with by the petitioner. Therefore, on an application moved by respondent No.2- complainant, the bail granted to the petitioner was rejected by this Court vide order dated 22.5.2018 (Annexure P-8). Now at this stage, learned counsel for the petitioner

submits that the petitioner is ready and willing to settle all the disputes amicably with respondent No.2.

On the same submissions the petitioner was allowed interim bail on 16.5.2016, which was made absolute on 08.09.2017. As the petitioner did not honour the statement, the order was recalled on the application made by the complainant by order dated 22.5.2018 (Annexure P-8), which was affirmed by Hon'ble the Supreme Court passed in SLP (Criminal) No.7310 of 2018 vide order dated 9.10.2018 (Annexure P-9). Keeping in view the conduct of the petitioner, the Court feels that prayer made lacks bona fide.

In view of the above, no case for grant of anticipatory bail to the petitioner is made out. Dismissed.

10.1.2019

gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?**Yes / No****Whether reportable?****Yes / No**