

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49373-2018

Date of decision: 01.03.2019

Rakesh Kumar and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. L.S. Mann, Advocate for the petitioners.

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

Mr. Yashpal Thakur, Advocate for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.115 dated 13.10.2018 under Sections 406, 420 IPC, registered at Police Station Amloh, District Fatehgarh Sahib.

While granting interim bail to the petitioners, following order was passed by this Court on 05.11.2018:-

“Learned counsel for the petitioners submits that in fact there is a money dispute between the petitioners and the complainant and much prior to registration of the present FIR, the complainant was served with a legal notice by petitioner Rakesh Kumar to pay certain amount. Learned counsel for the petitioners further submits that as per allegations in the FIR, the amount was allegedly paid to petitioners in the year 2016 and the FIR has been

registered after a long gap of more than two years.”

As per report of the Mediator, no amicable settlement could be arrived at between the parties.

Learned State counsel, on instructions from ASI Ved Parkash, submits that the petitioners have joined the investigation and are no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 05.11.2018 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

01.03.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No