

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

201

**CRM-M No.25586 of 2019
Date of Decision: 18.12.2020**

MOHIT BANSAL

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Ashish Gupta, Advocate for the petitioner.

Mr.Sidakmeet Sandhu, Asstt.A.G. Punjab

Mr.Abhilaksh Grover, Advocate for the complainant.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Vide order dated 14.11.2019, it was recorded that the petitioner had himself encashed the cheques and did not deposit the same in the Employees Provident Fund (EPF) account of the employees of the Punjab State Power Corporation Ltd.(PSPCL). Total amount of Rs.8,98,492/- had already been encashed by the petitioner, out of which he had returned a sum of Rs.2,87,797/-. Case was adjourned on the request of learned counsel for the petitioner to seek further instructions whether the petitioner was ready to return the outstanding amount. Subsequently, the petitioner had also handed over cheques of Rs.2 lakhs and the same finds

mentioned in the orders dated 09.12.2019 and 23.01.2020. Out of the total amount of Rs.8,98,492/-, approximately an amount of Rs.4,11,000/- is still due towards the petitioner.

Learned counsel for the complainant states that the amount of interest is also to be recovered from the petitioner and as of now total amount would come out to be Rs.12 lakhs.

At this stage, without meaning anything on the merits of the case, I deem it appropriate to dispose of the present petition with an undertaking on behalf of the petitioner, to be filed before the Illaqa Magistrate within a week, to pay an amount of Rs.4,11,000/- to the respondents within ten days without prejudice to his civil rights. In case the aforesaid amount is not paid within the time prescribed, this petition would be deemed to have been dismissed without making any further reference to the Court. Right of the complainant to claim interest over the amount in question shall be considered by the trial Court at an appropriate stage.

In the meanwhile, interim order to continue
Petition stands disposed of accordingly.

(RAJ MOHAN SINGH)
JUDGE

December 18, 2020

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Whether speaking/reasoned

Yes/No