

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM No. M-44062 of 2019

Date of Decision: January 13, 2020

Lakhvinder Singh Bhuller

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.K. Jain, Advocate
for the petitioner

Mr. Vikas Mohan Gupta, Addl. A.G. Punjab

None for respondents No. 2 and 3

-.-

Sudhir Mittal, J. (Oral)

This petition has been filed for cancellation of anticipatory bail granted to respondents No. 2 and 3 vide order dated 21.08.2018.

FIR No. 109 dated 03.05.2018 was registered against respondents No. 2 and 3 and some other accused persons at Police Station Dera Bassi, District SAS Nagar (Mohali) under Sections 406, 420, 120-B IPC. The allegations against the accused persons are that they defrauded the petitioner of a sum of Rs. 1.25 crores by agreeing to sell some land to him and not executing the sale deed as the land was mortgaged with a financial institution. On 12.04.2018, a compromise was reached between the parties, according to which, the accused persons were to pay a sum of Rs. 2 crores to the petitioner by way of five post dated cheques. Based thereupon order dated 21.08.2018 granting anticipatory bail was passed. However, two of the said cheques have been dishonored and the private respondents are now

Learned State counsel on instructions from ASI Mewa Singh submits that the compromise was indeed reached between the parties. However, he is not in a position to comment upon the alleged dishonor of the cheques.

Respondents No. 2 and 3 have been served but none has put in appearance on their behalf. Thus, there is nothing on record to disbelieve the statement of the petitioner.

Accordingly, the petition is allowed and the anticipatory bail granted to the private respondents vide order dated 21.08.2018 is cancelled.

January 13, 2020
reena

[SUDHIR MITTAL]
JUDGE

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