

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

108

CRR-36-2021.

Date of Decision: 19.01.2021.

Rakesh Kumar Gupta

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Ivneet Singh Pabla, Advocate for petitioner.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

This Criminal Revision Petition has been moved seeking modification in the order dated 08.01.2021 rendered by Additional Sessions Judge, Kurukshetra (Annexure P/1), in terms of which, petitioner has been granted pre-arrest bail in case FIR No.64 dated 16.01.2020 under Section 135 of the Indian Electricity Act, 2003, registered at Police Station Irrigation & Power, Ambala, with direction to the petitioner to deposit entire amount of Rs.2,40,653/- (Rs.2,15,653/- as assessment charges and Rs.25,000/- as compounding charges).

Learned counsel for the petitioner *inter alia* contends that petitioner has been falsely implicated in the present FIR. He further submits that direction to deposit the entire amount of Rs.2,40,653/- (Rs.2,15,653/- as assessment charges and Rs.25,000/- as compounding charges) as a condition precedent for grant of pre-arrest bail will cause pre-judice to the petitioner as at the time of alleged raid, the building was in possession of the School.

Notice of motion.

At the asking of Court, Mr. Rupinder Singh Jhand, Additonal Advocate General, Haryana, accepts notice on behalf of respondent-State. Complete copy of paperbook has been supplied to him.

In view of above, instant petition is disposed of and order dated 08.01.2021 (Annexure P/1) is modified in the manner that the petitioner is required to deposit 50% of the penalty amount of Rs.2,40,653/-. The remaining terms and conditions of the impugned order shall remain the same.

(LALIT BATRA)
JUDGE

19.01.2021
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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No