

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40070-2018 (O&M)
Date of decision: 13.10.2021

Hari Chand Pupneja and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Harkirat Singh, Advocate for
Mr. C.M. Munjal, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

Complainant in person.

ARVIND SINGH SANGWAN, J. (ORAL)

CRM-34553-2021

For the reasons stated in the application, same is allowed and
Annexures P-3 & P-4 are taken on record.

CRM stands disposed of.

CRM-M-40070-2018

Prayer in this petition is for grant of anticipatory bail in FIR
No.58 dated 26.05.2018 under Sections 420, 120-B IPC, registered at Police
Station City Jalalabad, District Fazilka.

This petition is pending since 2019. On 17.09.2018, on a

representation given by learned counsel for the petitioners that the petitioners are ready to pay the amount to the complainant, the case was referred to the Mediation and Conciliation Centre and interim stay of arrest was granted. Thereafter, interim order continued for a period of about 03 years as on today and some more amount was paid to the complainant, though a perusal of the order would show that from time to time, some amount was paid by the petitioner, however, the complainant made a representation on 27.02.2020 that by showing the certified copies of the sale deeds, vide which the petitioners had sold and received huge amount of sale consideration and an objection was raised that the petitioners are harassing him, as they are not making the payment and by giving payment in small installments, they are lingering on the matter and in that process, a period of about three years has lapsed.

On 22.07.2021, again on request of learned counsel for the petitioners, the case was referred back to the Mediation and Conciliation Centre of this Court, so as to enable the petitioners to make some settlement. The Mediator sent a report on 28.07.2021 that no amicable settlement could be arrived at between the parties.

The complainant, who is appearing in person, has raised an objection that he is a poor man and still an amount of Rs.11.00 lacs is to be paid by the petitioners and the same is not paid despite enjoying the interim anticipatory bail for a period of about 03 years.

In view of the order dated 22.07.2021, vide which the petitioners were directed to settle the dispute with the complainant, else there will be no

further extension of interim bail and considering the fact that intention of the petitioners is not bonafide and there are serious allegations in the FIR with regard to cheating, this petition is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

13.10.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No