

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

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**CRM-M-39594-2017 (O&M)
Decided on : 02.09.2021**

Dr. Tajinder Bhalla

. . . Petitioner(s)

Versus

State of Punjab and another

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. SPS Sidhu, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab
assisted by SI Harjeet Singh.

Mr. Tarundeep Singh, Advocate
for respondent No.2 - complainant.

MANJARI NEHRU KAUL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 135, dated 01.09.2017, under Sections 406, 498-A of IPC, registered at Police Station City Batala, District Batala (Gurdaspur).

Learned counsel appearing on behalf of respondent No.2 - complainant submits that no doubt in terms of order dated 10.09.2019, a demand draft bearing No. 002091, dated 30.08.2019, amounting to Rs. 3,00,000/- drawn at HDFC Bank, in favour of respondent No.2 – Mamta Sharma, had been handed over to the counsel for respondent No.2 in Court, however, the said draft was returned back to the counsel for the petitioner, as he wanted to photocopy the same.

Learned counsel for respondent No.2 – complainant further submits that they have still not been handed over the said demand draft, which was given back on 10.09.2019.

Learned counsel appearing for the petitioner, however, has feigned

complete ignorance about the same. He has submitted that as per his instructions, the said draft had been handed over, however, in case, it has not been encashed till date, he would ask the petitioner to arrange to send a fresh demand draft in the sum of Rs. 3,00,000/- in terms of order dated 10th September, 2019, of this Court.

Learned State counsel on instructions from SI Harjeet Singh, states that the petitioner is no longer required for further interrogation.

In view of the above, the petition is allowed and interim order dated 25th October, 2017, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

September 02, 2021

J.Ram

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