

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

CRM-M-24309-2020(O&M)

Date of Decision: 18.03.2021

(Heard through V.C.)

Anit Paul

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Umesh Kumar Kanwar, Advocate
for the petitioner.

Ms. Bhavna Gupta, D.A.G., Punjab.

Ms. Rishma Verma, Advocate for the complainant.

JAISHREE THAKUR, J. (Oral)

CRM-22883-2020

Application is allowed as prayed for and reply on behalf the complainant is taken on record subject to all just exceptions.

CRM-M-24309-2020(O&M)

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.38 dated 25.02.2020 under Sections 406, 420, 120-B of IPC registered at Police Station Division No.8, Jalandhar.

Learned counsel for the petitioner herein would contend that the FIR would reflect that the matter is regarding a dispute regarding non-payment of items supplied by the complainant and that in fact an amount of Rs.2,33,000/- is outstanding. It is submitted that in fact the said amount already stands remitted to the complainant.

At this stage, Ms. Rishma Verma, Advocate appearing on behalf of the complainant submits that the dispute pertains to the larger amount as would be evident from the statements of the accounts maintained between the parties.

Learned counsel for the respondent-State would submit that in terms of order dated 26.08.2020 the petitioner has joined investigation and an amount of Rs.2,33,000/- as remitted by the petitioner stands paid to the complainant.

I have learned counsel for the parties and in view of the fact that the allegations as set out will pertain to a civil dispute and the petitioner having joined the investigation, this Court is of the opinion that the custodial interrogation is not required. Without commenting on the merits of the case, the petition is allowed and order dated 26.08.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

Consequently, CRM-24497-2020 also stands disposed of.

18.03.2021
ps-I

(JAISHREE THAKUR)
JUDGE

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