

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

206

CRM-M-30899-2021

DATE OF DECISION: 06.12.2021

DALIP SHAH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Rajiv Kataria, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Manuj Nagrath, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 57 dated 08.07.2021, under Section 406 of the Indian Penal Code, 1860, registered at Police Station City-II, Abohar, District Fazilka.

Learned counsel for the petitioner contends that the FIR is the outcome of an agreement to sell between the petitioner and one Gurpreet Singh son of Labh Singh, Chairman of the Homeopathic Medical College ('College' - for short) with regard to purchase of property on 04.06.2018. The FIR has been registered after three years alleging that the complainant, who is an employee of the Homeopathic Medical College, had placed an order for supply of X-ray machines with the petitioner and the same were not supplied. He, however, contends that the petitioner has got nothing to do with the supply of X-ray machines and there is no material to indicate that the petitioner was in the business of supplying the machines. The petitioner is not involved in any other criminal case.

Learned counsel for the petitioner contends that without prejudice to his rights and contentions, the petitioner shall deposit a sum of Rs.12 lakh with the trial court within a period of 2 months from now subject to the final adjudication.

Without expressing any opinion on the merits of the case and in view of the submissions of learned counsel for the petitioner, I deem it a fit case to grant the concession of anticipatory bail to the petitioner.

Therefore, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so, he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 of the Code of Criminal Procedure, 1973 ('Cr.P.C.' – for short). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petitioner shall deposit a sum of Rs.12 lakh with the trial court within a period of 2 months from now subject to the final adjudication

The petition stands disposed of in the aforementioned terms.

(ANUPINDER SINGH GREWAL)
JUDGE

06.12.2021

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No