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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.51120 of 2021 (O&M)

Date of decision: 07.12.2021

Kiran Veerpal Kaur

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.C. Sharma, Advocate
for the petitioner.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in complaint No.38 dated 22.12.2015 titled as "*Indian Overseas Bank vs Smt. Kiran Veerpal Kaur.*"

Counsel for the petitioner has argued that the trial Court has convicted the petitioner vide judgment dated 23.10.2018 for a period of 01 year and thereafter, the petitioner preferred an appeal and the Lower Appellate Court while suspending the sentence of the petitioner has issued certain directions to deposit some amount. It is further submitted that on account of his poor financial condition and due to COVID-19 situation in the country, the petitioner could not deposit the amount on time and therefore, vide judgment dated 04.09.2021, the order granting suspension of sentence was recalled. It is also argued that to show his *bona fide* the petitioner will deposit the amount of Rs.3.50 lacs in the account of the complainant/Bank within a period of 10 days from today.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab who is present in the Court accepts notice on behalf of the respondent – State and opposed the submissions made by counsel for the petitioner.

After hearing the counsel for the parties, considering the fact that the petitioner is ready to deposit the amount of Rs.3.50 lacs favouring the complainant/Bank, this petition is allowed and the petitioner is directed to appear before the Lower Appellate Court on or before 20.12.2021 and apply for fresh suspension of sentence along with a receipt of deposit of Rs.3.50 lacs and on doing so, the Lower Appellate Court will suspend the sentence of the petitioner.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

07.12.2021
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No