

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

**CRM-M-43211-2019
Date of decision: 30.07.2021**

Subhash Chand and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Salana, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

(through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No. 10 dated 11.01.2019, registered under Sections 406, 420, 465, 467, 468, 471, 120-B of the IPC at Police Station Bassi Pathana, District Fatehgarh Sahib.

The operative part of the order dated 16.10.2019, vide which the petitioners have been granted interim bail, is reproduced below:

“Learned State counsel, on instructions from ASI Amrik Singh and on instructions from Sh. Anil Kumar Sarwal, Chief Manager, State Bank of India, ADB Bassi Pathana, District Fatehgarh Sahib, submits that the petitioners have already deposited the amount of Rs. 60 Lakh against the loan taken by them from the bank.

The Chief Manager, State Bank of India, ADB Bassi Pathana, District Fatehgarh Sahib, who is present in Court, submits that an amount of Rs. 1.4 Lakh is still outstanding against the petitioners.

Learned counsel for the petitioners submits that the petitioners will clear the aforesaid amount within a period of one month from today.

List again on 06.12.2019.

Meanwhile, in the event of arrest, the petitioners be

released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petitioners are directed to deposit the aforesaid amount of Rs. 1.4 Lakh with the bank concerned on or before 30.11.2019.”

Learned counsel for the petitioners submits that the petitioners, in pursuance to the order dated 16.10.2019, have already appeared before the SHO/Investigating Officer and have joined the investigation.

Learned counsel for the petitioners has placed on record a communication from SBI, ADB Bassi Pathana, wherein it is stated that as per bank's scheme, the account has been settled. This document is taken on record as Mark 'A'.

Learned counsel for the State, on instructions from ASI Paramjit Singh, has not disputed the factual position and submits that the petitioners have joined the investigation and are no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioners, vide order dated 16.10.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

30.07.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No