

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

202

CRM-M-52209-2019

Date of decision : 13.08.2021.

Kailash Saini

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Chandan Singh Rana, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.262 dated 15.11.2019, under Sections 452, 323, 379-B, 506 of the Indian Penal Code, 1860, registered at Police Station Haibowal, District Ludhiana.

A Coordinate Bench of this Court, on 07.12.2019, had passed the following order:-

“Learned counsel for the petitioner submits that the complainant has concocted a totally reverse story to save his skin. The actual facts are that the complainant was conducting “Committee” business by collecting money from Committee members. Along with the money, the complainant had also taken security cheques from the said members including the petitioner. On his turn, when the petitioner was to receive the money, the complainant refused to pay the same. When the petitioner insisted then the complainant has created the present FIR. It is further submitted that there is even a video recording showing that the dispute, in fact, is regarding the money of the Committee business only and it is not a case of snatching, as alleged by the complainant.

Notice of motion for 24.04.2020.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner 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.”

Learned State counsel, upon instructions from ASI Raghbir Singh, states that although the petitioner has joined investigation but money and *kirch* are yet to be recovered.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 07.12.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

August 13, 2021
sonia gugnani

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