

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

**101**

**CRM-M-18980-2019 (O&M)**

**Date of Decision: 21.07.2022**

DINESH RANA

... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present: Mr. Harsh Bunger, Advocate  
for the petitioner.

Mr. Harbir Sandhu, AAG Punjab.

Mr. Pankaj Katia, Advocate  
for respondent No.2.

\*\*\*\*

**HARNARESH SINGH GILL, J.(Oral)**

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.23 dated 05.03.2019, registered under Sections 408 and 420 IPC, at Police Station Dhakoli, District SAS Nagar, Mohali.

Vide order dated 29.04.2019 passed by a Coordinate Bench of this Court, the interim protection was granted to the petitioner and he was directed to join the investigation. Thereafter, the interim protection granted to the petitioner was extended from time to time.

On 30.09.2021, it was stated by the learned counsel for the petitioner that in order to show his bona fide, the petitioner would deposit a sum of Rs.3,00,000/- with the Court of concerned Illaqa Magistrate. Thereafter, the petitioner availed number of opportunities to comply with his own undertaking but till date the petitioner has not done the same.

On 28.03.2022, learned counsel for the petitioner had given an undertaking that the petitioner would pay a sum of Rs.1,00,000/- on the 1<sup>st</sup> date of every month, starting from 01.04.2022 onwards. However, the same has also not been done till date.

On 11.07.2022, learned counsel for respondent No.2 had raised a serious objection contending that the petitioner had not complied with the undertaking given by his counsel on various dates. Thereafter, again opportunities were granted to the petitioner.

Admittedly, the petitioner had availed, as many as, seven opportunities to deposit/pay the amount of Rs.3,00,000/-, as was undertaken by him on 30.09.2021.

It may be noticed that the petitioner himself had undertaken to pay the aforesaid amount. However, the fact remains that the petitioner despite having availed of umpteen number of opportunities, failed to deposit the said amount.

Coming to the merits of the case, it may be noticed that when vide order dated 24.09.2019, the Coordinate Bench, granted the relief of ad-interim anticipatory bail to the petitioner, there was no condition that the said relief was subject to deposit of any amount. There being no pressure or influence of any kind upon the petitioner, while giving the undertaking, would make it clear that the petitioner himself admits his liability.

Thus, having admitted the liability and persuaded this Court to grant the relief of anticipatory bail to the petitioner, the petitioner is

not expected to backtrack and any such action would be construed as an abuse of process of law and interference in the administration of justice.

In view of the above, this Court finds no justification to grant any further indulgence to him. No further orders are called for.

Dismissed.

21.07.2022

Aman Jain

(HARNARESH SINGH GILL)  
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No