

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

229

CRM-M-26836 of 2022 (O&M)

DECIDED ON: 18th July, 2022

Sunder Lal alias Sanju alias Balli alias Babloo

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Diwan S. Adlakha, Advocate for petitioner.

Ms. Geeta Sharma, DAG Haryana.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No.231 dated 7.6.2021, under Sections 406, 420, 506 IPC (Sections 467, 468, 471, 201, 120-B IPC added lateron) registered at Polcie Station Gandhi Nagar, District Yamuna Nagar.

As per the allegations petitioner-Sunder Lal @ Sanju @ Balli @ Babloo ostensibly received Rs. 5 lakh on the pretext of arranging loan for complainant at a lower rate of interest.

Learned counsel for the petitioner submits that it is a case of false implication. The petitioner had filed a civil suit against Varun Arora (one of the complainant), the present FIR is a counter blast. He further submits that Rupees One lakh were recovered during investigation and the petitioner. In order to show his *bonafide*, petitioner has deposited Rupees One lakh with the trial Court subject to outcome of the trial. He has produced photocopy of receipt of deposit of Rupees One lakh. Submission is that the petitioner is in custody since 4.4.2022 and investigation is complete.

Learned State counsel opposes the prayer and submits that the petitioner is involved in various cases.

Without commenting upon the merits of the case, considering that there was a civil litigation pending between the parties, as per the allegations petitioner had received Rupees Five lakh and Rupees One lakh was recovered during investigation and the petitioner has deposited Rupees One lakh with the trial Court, though investigation is complete conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The amount deposited shall be kept in FDR in a nationalised Bank subject to the outcome of the trial.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

Since the main case has been decided, the pending application, if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

18th July, 2022

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<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>