

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM-M-43826-2022  
Date of decision : 21.10.2022

Hardev Singh

... Petitioner

Versus

State of Punjab

... Respondent

***CORAM: HON'BLE MR.JUSTICE VIKAS BAHL***

Present: Mr. Vinod Kumar Kaushal, Advocate  
for the petitioner.

Mr.Tarun Aggarwal, Sr.DAG, Punjab.

**VIKAS BAHL, J.(ORAL)**

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.125 dated 28.06.2022 registered under Sections 420, 120-B IPC at Police Station Ajnala, Amritsar Rural, Amritsar.

On 22.09.2022, this Court was pleased to pass the following order:-

*“Learned counsel for the petitioner inter alia contends that there is a delay of four years in registration of FIR and submits that even as per the allegations levelled in the FIR, there was a compromise entered into, for returning the money which had been paid by the four victims/complainants. It is further submitted that petitioner in order to show his bona fide, is ready to give an aggregate amount of Rs.2,00,000/- within a period of 25 days from today, to the four victims/complainants without admitting his liability.*

*Notice of motion for 21.10.2022.*

*In the meantime, in the event of arrest, the petitioner shall 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.*

*The petitioner is directed to prepare four demand drafts of an amount of Rs.50,000/- each in the name of the four victims i.e. Lakhvir Singh, Mukhtar Singh, Baljit Singh and Kashmir Singh and is also directed to give the same to the Investigating Officer within a period of 25 days from today, who shall further handover the same to the abovesaid victims after taking receipt from them.*

*It is made clear that in case, the demand drafts of the abovesaid amount are not given to the Investigating Officer prepared in the name of the abovesaid victims/complainant within a period of 25 days from today, then the present interim relief granted in favour of the petitioner would be liable to be vacated.*

*The payment of the abovesaid amount would not be construed as an admission of guilt by the petitioner.*

*To be heard alongwith CRM-M-42252-2022.*

22.09.2022 (VIKAS BAHL)  
JUDGE”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation and has submitted four demand drafts of Rs.50,000/- each totaling Rs.2,00,000/- to the Investigating Officer.

Learned State counsel, on instructions from ASI Lakhwinder Singh, has submitted that the petitioner has joined investigation and is not required for custodial interrogation. It is further submitted that four demand drafts have been received by the Investigating Officer on 20.10.2022 in the evening and the Investigating Officer will hand over the same to the above said four persons within a period of two weeks from today and he will take the receipt from them.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 22.09.2022,

and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 22.09.2022 is made absolute.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)  
JUDGE

October 21, 2022  
*Davinder Kumar*

|                             |        |
|-----------------------------|--------|
| Whether speaking / reasoned | Yes/No |
| Whether reportable          | Yes/No |