

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

**CRM-M-52810-2021
Date of decision: 30.03.2022**

Balhar Singh**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Liaqat Ali, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.83 dated 12.11.2021 registered under Section 420 IPC at Police Station Ghanie Ke Bangar, District Batala.

The operative part of the order dated 17.12.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has argued that as per the allegations in the FIR, the petitioner has taken money to provide employment to the son of the complainant whereas the petitioner has, in fact, taken the money as a loan and one occasion, he has even deposited an amount of Rs.25,000/- towards the interest in the account of the niece of the complainant. It is further submitted that the petitioner is still ready to pay back the amount to the complainant, however, due to his financial constraints he is unable to pay the amount in one go and will return the amount in installments. It is further argued that at one point of time, a settlement was arrived at between the parties, however later on, the complainant backed out. It is

also submitted that total Rs.4.53 lacs was paid to the complainant. Lastly, it is argued on behalf of the petitioner that in order to show his bona fide, the petitioner is ready to hand over the demand draft of Rs.1.00 lacs to the Investigating Officer, who will further hand over the same to the complainant with an undertaking that the petitioner will pay back the remaining amount in installments.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 17.12.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation. It is further submitted that the petitioner has also handed over a demand draft of Rs. 1.00 lac to the Investigating Officer.

Learned counsel for the State, on instructions from ASI Balwinder Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 17.12.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

30.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No