

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

CRM-M-1245-2020

Date of Decision:28.03.2023

Harvinder Singh

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

Mr. Ajay Khanna, Advocate
for respondent No.2.

ANOOP CHITKARA, J.

Seeking cancellation of bail granted to respondent No.2 in case FIR No.7 dated 31.01.2012 lodged under Sections 406, 420, 467, 468, 471, 506 & 120-B IPC, registered at Police Station Sadar, Jagadhri vide order dated 11.12.2018 passed by Learned Sessions Judge, Yamunanagar.

The petitioner claims himself to be a victim who got frauded for a sum of Rs.15 lacs, had come up before this Court seeking cancellation of bail already granted by this Court way back in 2019.

After realizing the serious opposition to continuation of bail by the alleged aggrieved victim, learned counsel appearing for the accused submits that the bail should not be cancelled and he would have no objection in case this Court imposes stringent conditions.

At this stage, the alleged aggrieved victim's counsel submits

that in case this Court does not allow his petition and does not cancel the bail, then the alleged aggrieved victim should not take a ground on limitation in case he files a civil suit for recovery.

The alleged aggrieved victim's counsel further submits that the accused is deliberately delaying the trial and he took 87 adjournments and on 75 occasions the ground for adjournment was that the tyre of his car got punctured in Panipat, which shows how he has misused the liberalness of the trial Court.

Be that as it may, since as per the counsel appearing for the accused, the Coordinate Bench of this Court has already stayed the trial, this Court refrains from passing any order in this regard. In the entirety of the facts and circumstances, the present petition is partly allowed and the order of bail is modified by adding following conditions:-

i) That the petitioner shall forward notarized affidavit to the Investigator/SHO and the complainant/victim(s) within 15 days regarding complete details of bank account numbers with addresses, fixed deposits, DEMAT account numbers, the current market value of jewellery, sovereign metals, all precious articles, held either individually or jointly, and cash-in-hand.

Liberty reserved to the petitioner to file an application for expediting the trial once the stay order is recalled by the Coordinate Bench.

28.03.2023

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(ANOOP CHITKARA)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No