

2023:PHHC:095274

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

206/1

CRM-M-5272-2023

Date of decision : 25.07.2023

Maninder Pal @ Ricky

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Piyush Sharma, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

PANKAJ JAIN, J. (Oral)

While issuing notice of motion, following order was passed
on 02.02.2023:-

“Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.140 dated 24.9.2016 registered under Sections 420, 406 IPC and Section 24 of Immigration Act at Police Station Meharban, District Ludhiana.

Counsel for the petitioner inter alia contends that one Amrik Singh was employee of the petitioner and he played mischief with the petitioner and took money from the complainant by saying that present petitioner is working as a travel agent and will facilitate the complainant in going abroad and when Amrik Singh failed to fulfill his promise, he committed theft of two cheques from the office of the petitioner and handed over the same to the complainant but on presentation, they were dishonoured due to insufficient funds in the

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concerned bank account. He further submits that earlier the petitioner was declared as proclaimed person as wrong address was given by the complainant while lodging FIR with the police and the operation of the said order has been stayed by Coordinate Bench of this Court vide order dated 12.12.2022 passed in CRM-47348-2022 in CRM-M-43314-2022. Copy of said order is taken on record.

Counsel for the petitioner further submits that in order to show his bonafide, the petitioner is ready to deposit half of the disputed amount i.e. ₹2,70,000/- with the Court of Illaqa Magistrate and he prays for interim protection.

Notice of motion.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State and on instructions from ASI Radhey Shyam submits that the petitioner was declared as proclaimed offender vide order dated 30.5.2018. However, the State counsel prays for time to seek necessary instructions with regard to order dated 12.12.2022 which has been produced today by the counsel for the petitioner.

Now be listed on 29.5.2023.

In view of above, in case of arrest, the petitioner is directed to be released on interim bail by the IO/Arresting Officer to his own satisfaction till the next date of hearing and subject to deposit of ₹2,70,000/- in the Court of Illaqa Magistrate concerned. The petitioner should join the investigation with the police within next 40 days and is to abide by the conditions as envisaged under Section 438(2) of Cr.P.C..”

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2. Today, learned State counsel, on instructions from SI Yogeshwar Sharma, has stated that pursuant to the order dated 02.02.2023, the petitioner has joined investigation in compliance of the order dated 02.02.2023 and had also deposited the amount and is no longer required for custodial interrogation.
3. In view of above, the interim order dated 02.02.2023 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
4. This petition stands disposed off.

(PANKAJ JAIN)
JUDGE

25.07.2023

Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No