

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

**CRM-M-28779-2022
DECIDED ON: 20.02.2023**

VIJAY KUMAR@VIJAY DALIP KURIL

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Daljeet Singh Kahlon, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in FIR No.107, dated 21.05.2022 (Annexure P-1), under Section 420 of the IPC, registered at Police Station City Gurdaspur, District Gurdaspur.

The allegations qua the petitioner pertaining to extorting money to the tune of Rs.1,00,000/-, on account of sending the brother of the complainant abroad-USA.

Learned State counsel on instructions from ASI Gurdev Singh submits that the total of Rs.2,50,000/- was paid, as per the complainant's version in the FIR.

This Court vide order dated 08.07.2022, during the course of hearing put a query to the learned counsel for the petitioner to show his bona fide as a result thereof, he agreed to deposit an amount of Rs.1,00,000/- in the form of demand draft in favour of the complainant with the Investigating

Agency.

On 31.01.2023, learned counsel for the petitioner submits that the demand draft dated 08.07.2022 for an amount of Rs.1,00,000/-, was deposited with the Investigating Agency, which was got invalidated due to lapse of more than three months and undertook to provide the validated cheque after having the old one taken from the Investigating Officer.

Today, learned counsel for the petitioner has produced the demand draft bearing No.787953, for an amount of Rs.1,00,000/-, drawn in the name of the complainant in the Court today, which has been handed over to the ASI Gurdev Singh on behalf of the Investigating Officer, who has received the same with an undertaking that the same will be supplied to the complainant within a period of three days from today.

It is also made clear that the said demand draft has been supplied to the complainant and no excuses whatsoever will be accepted on account of routine assertions that the complainant did not turn up to take the said demand draft.

As far as the arrest of the petitioner is concerned, the learned State counsel submits that the petitioner has joined the investigation and not required for further custodial interrogation.

In the light of the same, order dated 08.07.2022 is made absolute.

The petition stands disposed of accordingly.

20.02.2023
Poonam Negi

(SANDEEP MOUDGIL)
JUDGE

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