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an amount of Rs.4,00,000/- which was collected from the sale of readymade apparels in the retail store.

Learned counsel representing the petitioner contends that cash sale proceeds of Rs.5,35,000/- lakhs were deposited by the petitioner on 12.12.2022 in the Bank account of the Firm.

Notice of motion.

On asking of the Court, Mr. C.L.Pawar, Addl. AG, Punjab, accepts notice on behalf of the State.

List on 09.08.2023.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to 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.”

3. Learned State counsel on instructions from ASI Sohan Lal, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

4. Learned counsel for the complainant contends that the petitioner has embezzled the amount and has made only part payment of the amount while he has embezzled the rest of the amount. As such, he is not entitled for concession of bail.

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5. When confronted with the allegations levelled in the FIR, he had been fair enough to admit that such allegations are not there in the FIR.
6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 28.06.2023 passed by this Court, interim bail granted vide order dated 28.06.2023 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

21.11.2023
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |