

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-40357-2023
Date of decision: 23.11.2023

Balwant SinghPetitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Upender Prasher, Advocate
for the petitioner.

Mr. I.P.S.Sabharwal, DAG, Punjab.

Mr. Haneet Sharma, Advocate
for the complainant.

HARPREET SINGH BRAR, J. (ORAL)

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in a case bearing FIR No.175 dated 11.07.2023 (Annexure P-1) under Sections 420/120-B of IPC registered at Police Station Jandiala, District Amritsar.

On 29.09.2023, the following order was passed:-

'The present petition has been filed under Section 438 Cr. P.C. for grant of pre-arrest bail to the petitioner in case FIR No.175 dated 11.07.2023, registered under Sections 420 and 120-B IPC at Police Station Jandiala, District Amritsar.

Learned counsel for the petitioner has handed over an amount of Rs.1 lac to learned counsel appearing for the complainant out of disputed amount of Rs.1,60,000/- and regarding the balance, he prays for grant of three weeks time, to which learned counsel for the complainant has no

objection. The petitioner is not involved in any other case and is ready and willing to join the investigation as and when required by the investigating agency and will cooperate.

Notice of motion

At the asking of the Court, Ms. Himani Arora, AAG, Punjab accepts notice on behalf of respondent-State. Mr. Ranjit Sharma, Advocate puts in appearance on behalf of the complainant.

Adjourned to 23.11.2023.

Meanwhile, the petitioner is directed to join the investigation on or before 20.10.2023. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Arresting Officer, subject to compliance of conditions as enshrined under Section 438(2) Cr.P.C.

However, it is clarified that if the petitioner does not join and cooperate with the Investigating Agency as required by the Arresting/Investigating Officer, this interim order shall be deemed to have been vacated. '

Learned counsel for the petitioner submits that in compliance of order dated 29.09.2023 he has joined the investigation and today brought Rs.30,000/- in cash which has been handed over to learned counsel for the complainant in the Court today and he undertakes to pay the remaining Rs.30,000/- within a period of two weeks.

Learned State counsel on instructions from ASI Jang Bahadur Singh, at the very outset informs the Court that the petitioner has joined the investigation on 11.10.2023 and his custodial interrogation is not required.

CRM-M-40357-2023**-3-**

In view of the statement of learned State counsel, order dated 29.09.2023 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of.

However, learned counsel for the petitioner undertakes to pay the balance amount of Rs.30,000/- within two weeks from today, failing which, this order shall automatically deemed to be vacated.

(HARPREET SINGH BRAR)
JUDGE

23.11.2023*Neha*

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