



212

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1204-2024 (O&M)

Date of Decision:- 17.09.2024

HARMAN BHALLA

....Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Rau P.S. Girwar, Advocate, Ms. Archana Arora,
Advocate, Mr. K.T. Rau, Advocate and Mr. Dhruv Kaushik,
Advocate for petitioner.

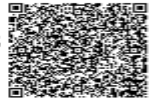
Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Ms. R.K. Grewal, Advocate for the complainant.

AMARJOT BHATTI, J. (Oral)

1. Petitioner Harman Bhalla has filed instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.531 dated 30.10.2023 under Sections 406 and 420 IPC registered at Police Station Baldev Nagar, Ambala, Haryana.

2. As per facts of the case, Charanjit Singh filed written complaint against Harman Bhalla alleging that he came in contact with him who was running M/s Harman Trading Company. He started providing him transportation services on credit basis. With the passage of time,



outstanding liability was Rs.80,25,973/-. He requested him to make payment. On this, Harman Bhalla issued two cheques amounting to Rs.47,06,000/- dated 06.06.2023 and Rs.33,19,973/- dated 13.06.2023, both of HDFC Bank, and on presentation, these cheques were dishonoured since account was already closed. With these allegations, present FIR was registered.

3. Learned counsel for petitioner argued that he was granted interim bail vide order 11.01.2024 and in pursuance of this, he has already joined the investigation. Matter was also referred to Mediation and Conciliation Centre but it failed. Petitioner is still ready to join the investigation as and when required.

4. On the other hand, learned counsel representing complainant as well as learned counsel representing State opposed the anticipatory bail application. It is pointed out that petitioner had dishonest intention to cheat as he issued cheques from the account which was already closed in the year 2015. Therefore, petitioner is not entitled to be released on anticipatory bail. However, learned counsel representing State conceded that petitioner has already joined the investigation and he is not required for any other purpose.

5. Considering the aforesaid factual position, no purpose would be served by sending the petitioner behind the bars. He is still ready to join the investigation. Without going on the merits of the case, interim bail already granted vide order dated 11.01.2024 stands confirmed subject to the same terms and conditions.



6. Pending miscellaneous application(s), if any, stand disposed of accordingly.

17.09.2024

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(AMARJOT BHATTI)
JUDGE

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