



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-9374-2024
DATE OF DECISION: 13.05.2024

VIKRAM SINGH
Versus

...PETITIONER

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Sanjay Khan, Advocate for
Mr. S.S. Sarwara, Advocate for the petitioner(s).
Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This petition under Section 438 of the Code of Criminal Procedure has been filed to grant Anticipatory Bail to the petitioner in case FIR No.143 dated 14.08.2022 Under Sections 408 and 120-B of Indian Penal Code, 1860, registered at Police Station City-1, District Mansa (Annexure P-1).

Learned State Counsel has informed the Court that the petitioner has yet not joined the investigation and this very fact is not denied by learned counsel for the petitioner. Since 26.02.2024, the petitioner has availed three opportunities and that orders are reproduced below :-

On 26.02.2024, the following order was passed :-

‘Petitioner prays for pre-arrest bail in FIR No.143 dated 14.08.2022 registered under Sections 408 and 120-B at Police Station City I, District Mansa.

Learned counsel for the petitioner contends that the petitioner had worked as a Senior Group Loan Officer in the RBL Finserv Limited, Mansa, from October 2019 to 12.11.2020. While



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referring to e-mail (Annexure P-2) and relieving letter (Annexure P-3), learned counsel contends that the petitioner was relieved from the service of the Company on 12.11.2020 and had no connection with the company after that. She further contends that the FIR in the present case has been got registered by the complainant after a period of 02 years. Learned counsel has submitted that without admitting the guilt of the petitioner, the petitioner is ready to deposit a sum of Rs. 1,08,000/- with the trial Court/Duty Magistrate within a period of one month from today, just to show his bonafides.

Notice of motion.

On the asking of Court, Mr. I.P.S. Sabharwal, DAG, Punjab accepts notice on behalf of the respondent-State.

List on 01.04.2024.

In the meantime, the petitioner is directed to join the investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of arresting/investigating officer subject to the conditions envisaged under Section 438 (2) Cr.P.C.

The petitioner is directed to deposit a sum of Rs. 1,08,000/- with the trial Court/Area Magistrate/Duty Magistrate within a period of one month from today and the concerned Court is directed to deposit the said amount in some nationalized bank in the shape of FDR fetching maximum rate of interest, subject to the outcome of the trial.'

On 01.04.2024, the following order was passed :-

'Learned State counsel, on instructions from ASI Malkit Singh, submits that the petitioner has not joined the investigation in the present case.

The petitioner is directed to appear before the Investigating Officer at 10.00 am on 05.04.2024 to join the investigation and on all other such dates, as and when required by the Investigating Officer. One last opportunity is granted to the petitioner to deposit a sum of Rs.1,08,000/- with the trial Court/Area Magistrate/Duty Magistrate, in terms of the order dated 26.02.2024, passed by this Court.

Interim order to continue.

Adjourned to 23.04.2024.'

On 23.04.2024, the following order was passed :-

'Learned State counsel, on instructions from ASI Avtar Singh, submits that the petitioner has not joined the investigation in the present case.

Learned counsel for the petitioner prays for one last and final opportunity to comply with the order dated 26.02.2024, passed by this Court.

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Prayer is allowed.

Adjourned to 13.05.2024.

The petitioner is directed to appear before the Investigating Officer at 10.00 am on 02.05.2024 to join the investigation and on all other such dates, as and when required by the Investigating Officer.

One last and final opportunity is granted to the petitioner to deposit a sum of Rs.1,08,000/- with the trial Court/Area Magistrate/Duty Magistrate, in terms of the order dated 26.02.2024, passed by this Court.

Interim order to continue.

In case, the petitioner does not comply with the order dated 26.02.2024, the present petition shall be deemed to be dismissed.'

In light of the above orders passed by this Court, this Court has no reason to continue in the instant petition as well as keeping in view the submission that the petitioner has yet not joined the investigation despite having been granted interim protection by this Court.

Consequently, the petition stands dismissed.

(SANDEEP MOUDGIL)
JUDGE

13.05.2024
anuradha

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*