



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16270-2024

Date of Decision: 20.08.2024

Ramesh Chandra ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Navneet Kumar, Advocate for the petitioner.

Mr.Sidharth Attri, DAG, Punjab.

FIR No.	Dated	Police Station	Section/s
015	02.03.2024	Dhakoli, District SAS Nagar, Punjab	406, 420, 506 and 120-B IPC

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of anticipatory bail in respect of aforementioned FIR.
2. At the time of issuance of notice of motion on 04.04.2024, the following order was passed:

“ Learned counsel for the petitioner submits that the complainant as well as the petitioner are partners in a partnership firm namely ‘M/s Evolution Gym’ under the name and style of ‘TNT Gym & Spa’ and the dispute infact is on account of some rendition of accounts,



which is being given colour of criminality so as to pressurize the petitioner.

Learned counsel for the petitioner submitted that the petitioner has falsley been implicated in the present case and that the petitioner, in order to prove his bona fides, is willing to deposit an amount of Rs.5 lakhs before the Trial Court.

Notice of motion for 20.8.2024.

At this stage, Mr. Gauravdeep Singh Dhaliwal, DAG, Punjab, upon whom an advance copy of petition had already been served, accepts notice on behalf of the respondent-State of Punjab.

The petitioner, as per his offer, shall deposit an amount of Rs.5 lakhs before the Trial Court within a period of 4 weeks from today.

Upon deposit of such amount, the Trial Court shall get the same invested in some FDR with some Nationalized Bank with a specific direction to Manager of the bank concerned not to entertain any request for encashment of the same except under orders of the Court.

Upon deposit of the aforesaid amount, the petitioner, in the event of his arrest, be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned counsel for the petitioner submitted that as per his offer, he has already deposited an amount of Rs.5 lakhs before the trial Court.
4. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
5. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide



order dated 04.04.2024 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

- 6. It is, however, directed that the aforesaid amount of Rs.5 lakhs be invested in FDR. The concerned Bank Manager is directed to ensure that the aforesaid FDR is not got encashed unless there are specific directions either by this Court or by the trial Court/Illaq Magistrate.
- 7. Upon the petitioner being declared innocent or being acquitted and such acquittal attains finality, the petitioner shall be entitled to proceeds of the aforesaid FDR. However, in case the petitioner is found guilty and is convicted and such conviction attains finality, the complainant shall be entitled to proceeds of the FDR in question.

20.08.2024
Sunita

(GURVINDER SINGH GILL)
JUDGE

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



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(GURVINDER SINGH GILL)
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No