

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212

CRM-M-18065-2023
Date of decision: 18.04.2024

SOHAN LAL

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Rajiv Jodhi, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

Mr. Sandeep Arora, Advocate for respondent No.2.

KULDEEP TIWARI. J.(Oral)

1. Today a report has been received from the Mediation and Conciliation Centre, of this Court, dated 11.01.2024, wherein a request for extension of time has been made.
2. At the very outset, learned counsel for the petitioner submits that the petitioner is ready and willing to deposit the cheque amount with the Investigating

Officer, within 03 months from today.

3. On 17.04.2023, the following order was passed:-

On the oral request of learned counsel for the petitioner, complainant-Ranjit Singh son of Sukhwinder Singh, resident of H. No.23, Wadala Colony, Police Station Division No.6, Jalandhar, is impleaded as respondent No.2 in the petition. Registry is directed to carry out necessary amendment in the memo of parties.

This petition has been filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in case FIR No.142 dated 19.11.2022 under Section 420 IPC read with Section 120-B IPC, registered at Police Station Bhogpur, Jalandhar.

Brief facts of the case are that Anu Rani daughter of petitioner-Sohan Lal got married with complainant-Ranjit Singh on 01.03.2022. After the marriage, Anu Rani started pressurizing the complainant to go abroad. To save his marriage, complainant-Ranjit Singh transferred Rs.5,20,000/- in the account of Anu Rani, but Anu Rani could not go abroad. Rather, Anu Rani moved a false complaint against complainant. However, the matter was compromised between the parties for a sum of Rs.1,50,000/-. Anu Rani and her family members had to pay back Rs.1,50,000/- to complainant. A cheque bearing No.002229 in the sum of Rs.1,40,000/- was given and Rs.10,000/- were to be paid in cash after signatures of parties on affidavit of divorce, but the aforesaid cheque was dishonoured. In this manner, accused Anu Rani and her father Sohan Lal (present petitioner) duped the complainant.

Learned counsel for the petitioner inter alia contends that the petitioner is innocent and has been falsely implicated in the present case. He further submits that matrimonial dispute has been given the criminal colour and the instant FIR has been registered against the petitioner and his daughter. He further submits that marriage was solemnised between the daughter of the petitioner, namely, Anu Rani and complainant-Ranjit Singh. However, the said marriage went in rough weather, therefore, the present FIR has been registered. He

further submits that the petitioner is not involved in any other case and he is ready and willing to join the investigation.

Notice of motion.

Mr. Adhiraj Singh, AAG, Punjab, accepts notice on behalf of respondent No.1-State and seeks time to file reply/status report.

Let notice be served upon respondent No.2, returnable on 17.8.2023.

In the meantime, petitioner shall join investigation before the Investigating Agency/Officer. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. He shall abide by the following conditions as envisaged under Section 438(2) Cr.P.C:-

1) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.

2) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

3) That the petitioner shall not leave India without prior permission of the court.

Let needful be done before the next date of hearing with advance copy to learned counsel for the petitioner."

4. In compliance of the above order, learned State counsel on instructions imparted to him from the official respondent, submits that the petitioner has joined the investigation, and has fully co-operated with the Investigation Officer.

5. In view of the statement suffered by learned counsel for the petitioner, the petitioner is directed to deposit a sum of Rs.1,53,000/-, within 03 months from today, with the Investigating Officer.

6. The interim order dated 17.04.2023, passed by the Co-ordinate Bench

of this Court (supra), is hereby, made absolute, subject to the condition that, in case the petitioner fails to make the above said payment within 03 months from today, the interim anticipatory bail granted to the petitioner, shall *ipso facto* be vacated, without any further reference to this Court.

18.04.2024
amandeep

(KULDEEP TIWARI)
JUDGE

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