



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-42160-2023
Date of decision: 12.12.2024

Vishal Kumar ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Ms. Isha Goyal, Advocate for the petitioner.

Mr. J.S. Dhaliwal, AAG, Punjab.

Mr. Rajiv Joshi, Advocate for respondent No.2.

KARAMJIT SINGH, J. (ORAL)

1. The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in a criminal case having FIR No.6 dated 18.01.2020, registered under Sections 406, 420, 120-B IPC, at Police Station Dhakoli, District SAS Nagar.

2. The allegations in nutshell are that co-accused Jai Parkash availed credit facility from complainant bank and the petitioner stood as a guarantor. Later on, Jai Parkash failed to make payment of the due amount and consequently, FIR in this case was registered.

3. The petitioner was granted interim bail with direction to join investigation with the police.

4. Today, the counsel for the petitioner made statement that petitioner has already joined investigation with the police, in compliance of the previous order. It is further submitted that one time settlement is



effected between the parties and in all settled amount of Rs.30 lacs was to be paid out of which, substantial amount is already paid and the balance amount will be paid by 30.12.2024.

5. The State counsel submits that the petitioner has joined the investigation and is not required by the police for any further investigation or custodial interrogation, as was stated on the last date of hearing, on instructions from HC Gurwinder Singh.

6. The counsel appearing on behalf of the complainant bank submits that the petitioner is to remain bound by the terms and conditions of the one time settlement effected between the parties and should make payment of the balance amount up to 30.12.2024.

7. In light of the above, without expressing any opinion on the merits of the case, the present petition is allowed and order of interim bail dated 17.10.2023 passed by this Court is made absolute, subject to conditions as are provided under Section 438 (2) Cr.P.C. However, it is made clear that in case, the petitioner fails to make the payment of balance amount within the stipulated period, then the State/complainant will be at liberty to seek cancellation of this order.

12.12.2024

Yogesh

**(KARAMJIT SINGH)
JUDGE**

**Whether speaking/reasoned:-
Whether reportable:-**

**Yes/No
Yes/No**