



(113)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-58513-2024 (O&M)
Date of decision:- 22.11.2024

Amrish Kumar
Versus
State of Punjab
...Petitioner(s)
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present:- Mr. G.P.S. Ghuman, Advocate,
Mr. Atul Kumar, Advocate,
Mr. P.S. Maan, Advocate,
for the petitioner.

Mr. Shekhar Verma, Additional Advocate General, Punjab.

Mr. Manpreet Singh Bhatti, Advocate,
for the complainant.

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SHEEL NAGU, C.J. (ORAL)

1. The petitioner apprehending his arrest has filed this petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking anticipatory bail in case FIR No. 208, dated 25.10.2024 under Sections 406 and 420 of the Indian Penal Code, 1860 registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib in respect of offence of cheating and criminal breach of trust arising out of an incident where an amount of Rs. 28 lacs was allegedly taken from the complainant for sending the family of the complainant abroad.
2. However, the promise was not kept by the petitioner and even the amount was not returned to the complainant.



3. Merely on the ground that the petitioner has no antecedents and is aged about 40 years and learned counsel for the petitioner has also assured that the petitioner shall follow all the terms and conditions for granting anticipatory bail, this Court for the time being is inclined to grant anticipatory bail to the petitioner subject to his furnishing personal bonds for a sum of Rs. 50,000/- with two sureties of the like amount each to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 482(2) of the BNSS. In case the petitioner does not join the investigation, the State is free to move an application for cancellation of his bail.

4. This order shall also remain subject to the following condition:-

The petitioner shall plant 10 saplings of indigenous plants at a public place and submit proof in that regard by way of photographs before the concerned Police Station where the FIR has been registered within a period of 15 days and if there is no such intimation submitted or intimation is found to be incorrect, then the State can move an application for cancellation of his bail.

5. The petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

22.11.2024
Amodh Sharma

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