



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

CRM-M-2827-2025

Date of Decision: 20.01.2025

Ramanpreet Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Amit Arora, Advocate
for the petitioner.

Mr. I.P.S Sabharwal, DAG, Punjab.

Mr. Narender Singh Kamboj, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 of B.N.S.S with a prayer to grant anticipatory bail to him in a case FIR No. 245, dated 15.09.2023, under Sections 420, 467, 468, 471 of IPC, registered at Police Station Jandiala, District Amritsar (Rural) (Annexure P-6).

2. Learned counsel for the petitioner contends that the FIR was initially registered against unknown persons and the petitioner was not named as an accused in the present case. He further contends that the petitioner as well as the complainant are residents of the same village and were earlier having cordial relations with each other, however, there was some dispute regarding financial transactions between the parties. Learned counsel further contends that the blank cheque of the petitioner was lying with the complainant, which has

been misused by the complainant by putting the signatures of Balwinder Kaur on the said cheque and it was wrongly presented for encashment with the bank. He further contends that later on, a false complaint was lodged by the complainant by coining a false story in the present case. Learned counsel further contends that the case is based on documentary evidence and the documents have already been taken into possession by the police and the custodial interrogation of the petitioner may not be required, in the peculiar facts and circumstances of the present case. He further contends that the entire dispute in the present case was with regard to an amount of Rs.6 lacs and without admitting his guilt, just to show his bona fides, the petitioner is ready to deposit a sum of Rs.6 lacs with the Trial Court within a period of two weeks from today, subject to outcome of the trial.

3. On the other hand learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner by alleging that the petitioner is one of the main accused and had committed fraud.

4. I have heard the learned counsel for the parties and perused the record carefully in the present case.

5. In the present case, the prosecution has alleged that the petitioner had wrongly appended the signatures of Balwinder Kaur on the cheque and a financial loss has been caused to the complainant. However, the said allegations is yet to be adjudicated by the Trial Court, during the course of trial. At this stage, it is apparent that the custodial interrogation of the petitioner may not be required and facts and circumstances of the present case do not warrant the custody of the petitioner.

6. Thus, without commenting any further, the present petition is allowed and the petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Sections 482 (2) of B.N.S.S. It will be open for the Investigating Officer to call the petitioner to join the investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 482 (2) of B.N.S.S.

7. The petitioner is directed to deposit an amount of Rs.6 lacs with the Area Magistrate/Trial Court within a period of 04 weeks from today, subject to outcome of the trial. The concerned Court is also directed to deposit the said amount in a fixed deposit in a nationalized bank, fetching maximum rate of interest, during the course of trial.

8. In case, the amount is not deposited within a period of four weeks from today, the present petition shall be deemed to be dismissed and the Investigating Officer of the case shall be at liberty to proceed against the petitioner, in accordance with law.

20.01.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned
Whether reportable

:
:

Yes/No
Yes/No