



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

105

CRM-M-28945-2025 (O&M)

Date of Decision: 26.05.2025

KULDEEP**...Petitioner****Versus****STATE OF HARYANA****...Respondent****CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Shiv Kumar Rana, Advocate
for the petitioner.

HARPREET KAUR JEEWAN, J.

1. The instant petition has been filed under Section 482 of the BNSS, 2023, for grant of anticipatory bail to the petitioner in case FIR No.71 dated 10.04.2025, registered at Police Station Civil Lines, District Bhiwani, under Section 209 BNS.

2. Learned counsel for the petitioner submits that a criminal private complaint was filed by Shriram Finance Limited against the petitioner under Section 138 of The Negotiable Instruments Act, 1881 regarding a cheque amounting to Rs.3,39,907/-. He further submits that the petitioner has been declared proclaimed person by the Area Magistrate vide order dated 21.02.2025 in case NACT No.599 of 2023 titled as "Shriram Finance Limited vs. Shiv Shiksha Niketan" and consequently, present FIR No.71 (supra) has been registered against the petitioner under Section 209 BNS. The petitioner is ready to join the proceedings.

2.1 He further submits that without following proper procedure under



Section 82 of Cr.P.C. and without service of notice and bailable warrants, the petitioner has been declared as 'proclaimed person' by the trial Court by passing the impugned.

3. Notice of motion.

4. On the asking of the Court, Mr. Vikram Singh, AAG, Haryana accepts notice on behalf of the respondent-State and has confirmed the registration of the FIR.

5. In view of the innocuous prayer made by learned counsel for the petitioner, filing of detailed reply is dispensed with.

6. In view of the submissions made on behalf of learned counsel for the parties and keeping in view the nature of the offence, without making any comment on the merits of the case, the petition is disposed of subject to the following conditions:-

“(i) That the petitioner shall surrender before the Investigating Officer within a period of 07 days and thereafter as and when required and in the event of his arrest, he shall be released on bail upon his furnishing bail bonds/surety bonds to the satisfaction of the Arresting Officer. However, the same shall also be subject to the deposit of a sum of Rs.1 lakh as costs of litigation in favour of complainant-Shriram Finance Limited.

(ii) 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.

(iii) That the petitioner shall not leave India without the prior permission of the Trial Court/CJM concerned.

(iv) That the petitioner shall furnish an undertaking before the CJM, Bhiwani that he shall not indulge in any such kind of activity in future.



7. In case of failure on the part of the petitioner, this order shall remain automatically vacated and learned trial Court shall be at liberty to proceed as per law.
8. Liberty is reserved in favour of the State and complainant-Shriram Finance Limited to move for cancellation of this order in case the petitioner violates any condition stipulated in this order and under Section 482 of the BNSS, 2023, or upon showing any other sufficient cause.
9. Pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

26.05.2025

P.Bhatt	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No