

ITEM NO.17

Court 2 (Video Conferencing)

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (Crl.) No.6789/2020

(Arising out of impugned final judgment and order dated 24-11-2020 in CRM-M No. 13327/2020 passed by the High Court of Punjab & Haryana at Chandigarh)

GURWINDER SINGH

Petitioner(s)

VERSUS

THE STATE OF PUNJAB

Respondent(s)

(FOR ADMISSION and I.R. and IA No.135716/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.135715/2020-EXEMPTION FROM FILING O.T.)

Date : 13-01-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Mr. Malkit Singh Jandiala, Adv.

Mr. Harshit Khanduja, Adv.

Mr. Manish Gupta, AOR

For Respondent(s)

Mr. S.S. Ranghi, Adv.

Mr. Karan Dewan, Adv.

Miss Aanchal Jain, AOR

UPON hearing the counsel the Court made the following

O R D E R

The Court is convened through Video Conferencing.

The Petitioner - herein has filed the present Special Leave Petition against the dismissal of his anticipatory bail application by the High Court.

It is noted that in this matter by an Order dated 1-6-2020, the High Court had granted interim protection to the petitioner with certain conditions. However, on 21-9-2020, the interim

protection was vacated due to non-compliance of conditions as well as objections raised by the Investigation Officer that the petitioner neither cooperating in investigation nor has handed over the dowry articles. On 28-9-2020, the petitioner had submitted before the High Court that he would be willing to deposit an amount of Rs.10 lacs in two installments with the Trial Court and was also willing to hand-over the original Registration Certificate and second key of the Car. On such a submission made by the petitioner, the High Court had restored the interim protection to the petitioner with the direction to deposit the first installment of Rs.5 lakhs within a period of 30 days from the date of the order and second installment of Rs.5 lakhs to be paid on or before the next date of hearing.

By the impugned order dated 24-11-2020, the High Court noted that the earlier directions had not been complied with by the petitioner and no amount was deposited and, therefore, dismissed the anticipatory bail application of the petitioner.

Heard learned counsel appearing for the petitioner.

Learned counsel submits that the salary of the petitioner is very low and he is not in a position to deposit the amount in terms of the order dated 28-9-2020 passed by the High Court. He, therefore, requests that more time may be granted to him to deposit the amount of Rs.10 lakhs in installments.

Taking into consideration the above submissions of the counsel and the facts and circumstances of the case, we consider it appropriate to dispose of the present Special Leave Petition by granting liberty to the petitioner to approach the High Court to seek further time to pay the amount which he has undertaken before the said Court in installments.

We grant interim protection to the petitioner for a period of four weeks from today for the said purpose.

Ordered accordingly.

Consequent upon disposal of the Special Leave Petition,
pending applications filed in the matter also stand disposed of.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(RAJ RANI NEGI)
DY. REGISTRAR