

PBGD010042182018



Presented on : 20-06-2018
 Registered on : 20-06-2018
 Decided on : 13-09-2018
 Duration : 0 years, 2 months, 24 days

IN THE COURT OF
Additional Sessions Judge
At, Gurdaspur
(Presided Over by Dr Ram Kumar Singla)

BA/1575/2018

Exhibit No.

Plaintiff Name(PROSECUTION):
 Gulshan Lal Bhalla
 Through Police Station Officer Qadian
 R/o 533-Basant Nagar, Majitha Road, Amritsar
 Gurdaspur

Gulshan Lal Bhalla

VERSUS

Defendent Name:
 State of Punjab

 Present: Sh. Naveen Kumar Mahajan, Advocate, for the applicant/
 accused.

Sh. Vikram Kashyap, Additional Public Prosecutor for the State..

**Offence punishable under : 406,420,120B of Indian Penal
 Code**

(Delivered on 13-09-2018)

ORDER

In consequent to the interim bail order dated
 05.07.2018 as passed against accused/applicant Gulshan Lal
 Bhalla pertaining to FIR No. 23/27.05.2018 for the offence
 punishable under sections 406, 420-B of the Indian Penal Code,

P.S. Qadian, today as per police record and that of the statement of ASI Balwinder Singh No.1670/BTL, Incharge Police Post Wadala Granthian, P.S. Qadian as has been recorded, he has joined the investigation proceedings on 14.07.2018 in compliance of the order dated 05.07.2018 passed by this court in this bail application. However, he has suffered the statement to the extent that the transaction sum is yet to be recovered from him.

2. To the aforesaid episode of crime, to that allegations leading to the present FIR the entire money transaction concerning that plantation has been found effected with main accused Vishal Bhalla and that too through bank entries. That Vishal Bhalla is on regular bail. The present applicant has been found mere father of that Vishal Bhalla. No doubt he has been found partner of firm of that Vishal Bhalla but nothing has come on record any such active role of him to that transaction as effected with said Vishal Bhalla. Further, any such breach of contract o that plantation as was agreed with that Vishal Bhalla is warranting a civil remedy and not criminal liability especially against the present accused/applicant. Therefore, for the recovery of any such sum of that contract is no ground to decline the bail to the present accused/applicant as that entire allegations are warranting their civil remedy. However, the formal investigation proceedings have already been joined by the accused/applicant in consequent to interim bail to him dated 05.07.2018.

3. Consequently, in view of the above referred facts and

circumstances on record, the order of interim bail dated 05.07.2018 of the accused/applicant is hereby made absolute subject to the compliance of necessary provisions of section 438(2) of Code of Criminal Procedure by the accused/applicant. Accordingly, the present bail application stands allowed and disposed of. File be consigned to the record room.

Date : **13.09.2018**

(Dr. Ram Kumar Singla)
Additional Sessions Judge
Gurdaspur (UID No. PB0122)

Dictated on : **13.09.2018**

Transcribed on : **13.09.2018**

checked on : **13.09.2018**

Signed on : **13.09.2018**

(Dr. Ram Kumar Singla)
Additional Sessions Judge
Gurdaspur (UID No. PB0122)