

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

Crl.M.No.M-44147 of 2013(O&M)

Date of Decision: December 31, 2013

Vakil Chand Sharma

.....Petitioner

v.

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAM CHAND GUPTA

Present: Mr.Naresh Kaushik, Advocate
for the petitioner.

.....

RAM CHAND GUPTA, J.(Oral)

Crl.M.No.52242 of 2013

Requests for placing on record copy of complaint, Annexure
P4.

The same is taken on record subject to all just exceptions.

Application stands disposed of accordingly.

Crl.M.No.M-44147 of 2013

The present petition filed under Section 438 Cr.P.C. is for grant
of anticipatory bail to the petitioner in case FIR No.219, dated 1.8.2013,
under Sections 406, 420, 467, 468, 471, 506, 120B IPC,
registered at Police Station Madhuban, District Karnal.

I have heard learned counsel for the petitioner and have gone
through the whole record carefully, including the impugned order passed by
learned Additional Sessions Judge, Karnal, vide which application filed on
behalf of the present petitioner for anticipatory bail was dismissed.

Brief allegations are that petitioner in connivance with co-
accused cheated innocent persons including the complainant on the pretext
of appointing them in the Railway Department, issued fake employment
letters and extorted money from the complainant and some other persons.

It has been vehemently contended by learned counsel for the
petitioner-accused that he has not received any money from the complainant

and that he has been falsely implicated in this case as he was cheated by co-accused Sunil against whom he had also filed a criminal complaint and it was he who falsely implicated him in this case.

However, the plea cannot be accepted as complainant had specifically named the present petitioner and stated that all the three boys who were issued fake employment letters by co-accused and who had taken huge amount from them were taken to petitioner and co-accused Surrender and both of them got them fraudulently posted with a gate man and fraudulent payment of ₹7110/- as one month wages were also given to them, which prima facie shows that petitioner is in connivance with the co-accused in this act of cheating. Hence, his custodial interrogation is necessary.

In view of these facts, and without expressing any opinion on the merits of the case, the present petition filed by petitioner-Vakil Chand Sharma for grant of anticipatory bail is, hereby, dismissed being devoid of any merit.

31.12.2013

meenu

**(Ram Chand Gupta)
Judge**