

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

CRM-M No.26674 of 2015 (O&M)

Date of Decision: 13.10.2015

Naresh Kumar

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. R.S.Budhwar, Advocate for the petitioner.

Mr. Satish Saini, D.A.G. Haryana for the respondent/State
along with S.I. Sher Singh.

Mr. Jatinder Pal Singh, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The prayer is for grant of anticipatory bail to the petitioner in case FIR No.329 dated 05.06.2015, under Sections 420, 406 and 120-B of the Indian Penal Code and (Section 506, IPC added subsequently), registered with Police Station City Jagadhri, District Yamuna Nagar (**Annexure P-1**).

As per the allegations leveled by the co-complainants Madhav Chand and Gian Parkash, they were cheated for a sum of Rs.50 lacs by a Gang of land grabbers, including the present petitioner-Naresh Kumar. It is alleged that the co-accused Gurmail Singh, Vikas Kumar and Vijay Kumar had befriended and gained the confidence of the co-complainants and thereby induced them to enter into an agreement to sell whereby a sum of Rs.30 Lacs was obtained from them. The picture portrayed was that by purchasing the said land on cheaper rates

and thereafter, sell the land on higher rates and thereby earn a profit. It is then alleged that another Gang member/accused-Rajinder Pal Singh posing as a prospective buyer at a higher rate further persuaded the complainant to part with another sum of Rs.20 Lacs to be paid to Jasmer Singh (co-accused) before he would enter an agreement to sell with the complainants for purchase on a higher rate. In this manner, with no intention to actually execute any sale deed, they were cheated for a sum of Rs.50 Lacs in connivance and conspiracy of all the accused.

Learned State Counsel, on instructions from S.I. Sher Singh, submits that to complete the chain of investigation, the custodial interrogation of the petitioner is required.

Learned Counsel for the complainant points out that the similar pre-arrest bail applications of the co-accused Jasmer Singh and Gurmail Singh have since been dismissed by this Court, vide order dated 04.09.2015.

Keeping in view the nature and gravity of the offence, this Court finds no ground for grant of anticipatory bail.

Accordingly, the present petition stands dismissed.

October 13, 2015
Gagan

(JASWANT SINGH)
JUDGE