

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

CRM-M-36953-2015

Date of Decision: November 26, 2015

Manjit Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. K.S. Pannu, DAG, Punjab
for the respondent.

- 1. Whether Reporters of local papers may be allowed to see the judgment?***
- 2. To be referred to the Reporters or not?***
- 3. Whether the judgment should be reported in the Digest?***

NARESH KUMAR SANGHI, J.(Oral)

Prayer in this petition filed under Section 438, Cr.P.C., is for grant of anticipatory bail to the petitioner, Manjit Singh, who has been booked for having committed the offences punishable under Sections 120-B and 420, IPC, in a case arising out of FIR No. 36, dated 24.04.2015, registered at Police Station Majitha, District Amritsar.

Learned counsel for the petitioner contends that even if

the whole case of the prosecution is taken at its face value, then also the ingredients of Section 420, IPC, are not attracted qua the petitioner; the petitioner had financial dealings with the aggrieved person and in pursuance thereto, certain blank cheques, signed blank documents and signed blank stamp papers were handed over to the aggrieved person which were converted into an agreement in which it was mentioned that the aggrieved person and his family would be sent to America, after charging Rs. 18,00,000/- (Rupees Eighteen Lacs only). When the petitioner could not return the amount, then the documents were forged just to entangle the petitioner in the present case.

Learned counsel for the State after perusing the police file, brought by ASI Kulvinder Singh of Police Station Majitha, District Amritsar has read out the alleged agreement executed between the petitioner, his daughter, namely Simranjit Kaur, and Harpartap Singh (informant) in which it was specifically mentioned that the informant and his family would be sent to America till 22.05.2014. He further read out that under the signature of the petitioner, a sum of Rs. 10,00,000/- (Rupees Ten Lacs only) and Rs. 1,80,000/- (Rupees One Lac and Eighty Thousand only) were paid to him, while a sum of Rs. 2,00,000/- (Rupees Two Lacs only) and Rs. 1,50,000/- (Rupees One Lac and Fifty Thousand only) were paid in cash to the daughter of the

petitioner and after every receipt of the said amount, the petitioner and his daughter have put their thumb impressions and signatures, respectively. He further points out that the petitioner, who is MBBS Doctor is not expected to hand over to the informant the blank signed valuable documents.

After hearing learned counsel for the parties, this Court finds that the petitioner induced the informant to part with a hefty amount under the pretext that the informant and his family would be sent to America. No ground for grant of anticipatory bail is made out.

Dismissed.

November 26, 2015
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(NARESH KUMAR SANGHI)
JUDGE