

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-30217 of 2016
Date of Decision: 01.12.2016

Arun Dalal

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Piyush Sharma, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

Mr. Kiran Pal Singh, Advocate
for the complainant.

HARI PAL VERMA, J.

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in case FIR No.571 dated 10.10.2015 under Sections 406, 420, 34 IPC registered at Police Station Narnaund, District Hisar.

Learned counsel for the petitioner has argued that the petitioner neither contacted the complainant nor represented himself as DSP and he has falsely been implicated in the case. He further submitted that the alleged transaction took place in the year 2011 whereas the present FIR was registered on 10.10.2015 and therefore, there is inordinate delay in lodging the FIR. The allegation of the complainant that he gave

Rs.5,50,000/- to the petitioner to get his relative released in an NDPS case

is highly doubtful, as no prudent person will pay such a huge amount without verifying the person receiving the said amount.

On the other hand, learned State counsel has argued that the petitioner was introduced to the complainant by the co-accused Virender Rana, as DSP. In this manner, complainant was made to pay a sum of Rs.5,50,000/- to the petitioner, so as to seek help for his relative who was involved in an NDPS case.

Having heard learned counsel for the parties, this Court finds that the allegations against the petitioner are serious. As per the prosecution version, Virender Rana had introduced the petitioner to the complainant as DSP and in this manner, the petitioner along with other co-accused namely Virender Rana succeeded in getting an amount of Rs.5,50,000/- from the complainant. The petitioner, who projected himself as DSP, had assured the complainant that he has links with many IAS officers and he would get the things settled by extending help to the accused involved in NDPS case, who is relative of the complainant.

Therefore, taking into account the nature of allegations levelled against the petitioner, no ground for grant of anticipatory bail is made out to the petitioner.

Dismissed.

December 01, 2016
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No