

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

CRM-M-31903 of 2016 (O&M)

Date of decision : 03.10.2016

Sonu Mehta @ Sonu Kumar Mehta

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Naveen Bawa, Advocate  
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab  
assisted by ASI Hardev Singh.

**JITENDRA CHAUHAN, J. (Oral)**

The present petition filed under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking anticipatory bail in FIR No.86 dated 26.06.2016, registered under Sections 420 and 120-B of the Indian Penal Code (for short 'the IPC') and Section 24 of the Immigration Act, at Police Station Division No.2, District Ludhiana City.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case. The petitioner is only a signatory to the agreement reached between co-accused, Deepak Kumar and complainant, Nishu. As per the agreement, the entire responsibility to execute the agreement was upon co-accused, Deepak Kumar, who has not been arrayed as an accused.

On the other hand, the learned State counsel submits that the petitioner charged an amount of ₹8,00,000/- from the complainant to send him abroad and when the same did not materialize, against the payment received four cheques amounting to ₹6,30,000/- were issued by the petitioner and on presentation, same were dishonoured.

Heard.

The petitioner allegedly charged from the complainant ₹8,00,000/- on false assurance to send him abroad and on failure to do so, four cheques towards payment received were issued, which were not honoured. Therefore, keeping in view the specific allegation; nature; and gravity of the offence, no case for bail is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

**03.10.2016**

*ashok*

**(JITENDRA CHAUHAN)**  
**JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No