

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

CRM-M-35309-2015 (O&M)

Date of decision : 19.09.2016

Vinod Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Mamli, Advocate for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Raj Kumar.

Ms. Swati, Advocate,
for Mr. J.S. Saneta, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail to the petitioner in FIR No.498 dated 07.07.2015, registered under Sections 406, 419, 420, 467, 468, 471, 504, 506 and 120-B of the Indian Penal Code, (for short, 'the IPC') at Police Station City Thanesar, Distt. Kurukshetra.

Vide order dated, 14.10.2015, the petitioner was allowed to join the investigation on the ground that primarily it is a case of civil nature. Learned counsel further refers to Annexure P-1, the report prepared by the Economic Crime Branch, Kurukshetra, to contend that no incriminating evidence was collected by the prosecution during investigation.

On the other hand, learned State counsel submits that there are specific allegation against the petitioner for allurement of farmers. The petitioner projected himself as an authorized person to receive money on behalf of the company for which the land was purported to be acquired. He also stated that in case, the deal is not through, he will refund double the amount invested. In support of his assertion, he has also furnished a copy of receipt duly signed by the petitioner, which is taken on record as Mark 'A'.

In view of the above and the fact that though the petitioner has joined the investigation thrice but as per the instructions, he is not cooperating, no case for grant of bail is made out.

Dismissed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

19.09.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No