

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-37429 of 2015 (O&M)
Date of Decision: 19.01.2016

Jagdish Lal

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ankur Soni, Advocate for the petitioner.

Mr. Vivek Saini, D.A.G., Haryana.

Mr. Rahul Rathore, Advocate for the complainant.

TEJINDER SINGH DHINDSA.J

The present petition has been filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.473 dated 25.9.2015 under sections 420, 418, 120-B, 506 I.P.C, registered at Police Station, Kotwali NIT, Faridabad.

Learned counsel for the parties have been heard.

FIR was registered on the complaint of Sanjeev Aggarwal, who is stated to be engaged in the work of iron in Faridabad and running a business concern under the name and style of M/s Sanjeev Industrial Corporation. Another firm namely Gama Carbide India situated close by is stated to be run by the present petitioner namely Jagdish Lal Bhatt and his son Anmol Bhatt. Allegations are that the present petitioner as also his son portrayed to the petitioner that to expand their work they had started another firm namely Uday Industries and for which there was a huge requirement of raw material. Specific allegations are that iron raw material has been supplied to Uday Industries on the representation of Jagdish Lal Bhatt (present petitioner) and his son Anmol Bhatt and without settling dues in

respect of such heavy raw material the same has been further sold out.

Learned counsel for the petitioner would vehemently contend that the petitioner has nothing to do with Uday Industries which is otherwise being run by one Uday Vir Singh. It is, however, conceded that co-accused Anmol Bhatt i.e. son of the present petitioner has dealings with Uday Industries. It has further been submitted that towards settling the outstanding dues even cheques for a certain sum of money had been issued to the complainant under the signatures of Uday Vir Singh.

Learned State counsel has apprised the Court that another F.I.R No.590 dated 17.12.2015 under sections 420, 418, 506, 120-B I.P.C has been registered at Police Station, Kotwali Faridabad against the father and son team on identical allegations. Apart from such F.I.R, statements of seven other complainants have also been recorded which would reflect that the present petitioner along with his son Anmol Bhatt has duped persons by receiving iron raw material and not settling the dues.

The allegations against the present petitioner are categoric and serious in nature. Anmol Bhatt, co-accused has been arrested on 26.12.2015. Uday Vir Singh, co-proprietor of Uday Industries, who is stated to have issued cheques to the complainant is still on the run.

Apart from the present F.I.R yet another F.I.R bearing no.590 dated 17.12.2015 on the same very allegations has been registered against the present petitioner as also his son.

In an overview of the matter, this Court is not inclined to extend the concession of anticipatory bail to the petitioner. It may well be a case where custodial interrogation of the petitioner may be warranted to elicit the truth.

Petition, accordingly, is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

19.01.2016
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