

CRM-M No.4024 of 2016

DATE OF DECISION:11.02.2016

Pankaj Nagpal @ Monu

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDIPresent: Mr. P. S. Ahluwalia, Advocate
for the petitioner.

Mr. G. S. Salwara, DAG, Haryana.

Mr. Ram Kumar Saini, Advocate
for the respondent.**M.M.S.BEDI, J.(ORAL)**

Challan has been presented qua the petitioner.

The petitioner is brother-in-law(SALA) of Varun Chawla.

Petitioner has been in custody w.e.f. 23.12.2015 in a case registered at the instance of Dr. O. P. Singla alleging that he had been persuaded and approached by Varun Chawla, his wife and father on the pretext that they were working with BMA Wealth Creators Limited and induced complainant to invest his money in the business with promise for exceptionally high profits.

So far as the petitioner is concerned, the allegation against him

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is that the complainant had withdrawn money on different dates from the account of his son and handed over a sum of Rs. 1 lac, 1 lac, 1.5 lac and 5 lac on four different occasions to the petitioner.

The learned counsel for the petitioner has submitted that the petitioner, being related to the main accused has been falsely implicated in the case and an attempt has been made to involve all the family members of the main accused who is in custody.

After hearing learned counsel for the petitioner, State Counsel and the complainant and going through the police record it appears that transfer of money from complainant to the petitioner without a receipt would certainly be a debatable issue. The petitioner has been in custody w.e.f 23.12.2015.

In the above said circumstances, the petitioner can be granted the concession of bail, without intending this order to be read as a precedent for the co-accused.

Petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

11.02.2016
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(M.M.S.BEDI)
JUDGE