

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

**CRM-M-41823 of 2016 (O&M)
Date of Decision : 01.12.2016**

Nitin Dhingra

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Ms. Shubreet Kaur, Advocate for the petitioner.

Mr. K.S.Pannu, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.72 dated 25.06.2016 registered under Sections 419/420/465/467/468/471 IPC at Police Station Shaheed Bhagat Singh Nagar, Ludhiana.

As per the allegations fake insurance policies in the name of IFFCO Tokio General Insurance Company Limited who have been given to people.

Learned counsel for the petitioner has argued that in the FIR allegations are mainly against Sameer Bagga and B.S.Bagga and the petitioner has been sought to be roped in only because of an alleged disclosure statement of Sameer Bagga but the police is not interested in arresting Sameer Bagga and is only making the petitioner unnecessarily into a scapegoat.

Learned Deputy Advocate General on instructions from ASI Angrej Singh accepts that as of now the role of the main accused- Sameer Baggar is still being investigated and states that he would not oppose the grant of interim bail to the petitioner till the inquiry into the role of Sameer Bagga is not concluded.

Resultantly this petition is conditionally allowed. In the event of arrest of the petitioner, he shall be released on bail by the Investigating Officer to his satisfaction subject to the conditions as envisaged under Section 438(2) Cr.P.C.

However, the prosecution would obviously have the right to try for cancellation of bail in case any material surfaces against Sameer Bagga or the petitioner.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

01.12.2016
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No