

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

CRM-M-22394-2017 (O&M)  
Date of decision : 14.09.2017

Mohit Kamboj

...Petitioner

Versus

State of Punjab

...Respondent

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

Present: Mr. Sanjay Verma, Advocate for the petitioner.

Mr. A.S. Gill, Sr. DAG, Punjab.

Mr. R.K. Gupta, Advocate for the complainant.

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

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.120 dated 06.07.2016, registered under Sections 420, 467, 468, 120-B and 471 of the Indian Penal Code, at P.S. Division No.4, Ludhiana.

Contents that co-accused Jatinder Jogi got deposited Rs.8,75,000/- in the account of the petitioner, which were subsequently withdrawn by him and handed over to said Jatinder Jogi. All this was done in good faith. Subsequently, when the petitioner came to know about the fraud, he joined the investigation and provided all information

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that the petitioner in connivance with the co-accused duped the complainant of Rs.39,00,000/- by withdrawing the amount from the latter's account by producing forged cheques. The petitioner is stated to have received Rs.8,75,000/-. Two co-accused, namely, Jatinder Jogi and Brij Pal are still

absconding and they have been declared proclaimed offenders.

Heard.

The trial is in progress. The complainant has allegedly been defrauded of heavy amount of Rs.39,00,000/-. Two co-accused have been declared proclaimed offenders. If released on bail, there is possibility that the petitioner may abscond or influence the witnesses and tamper with the evidence.

In view of the above, no case for grant of bail is made out, at this stage.

Dismissed.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

**14.09.2017**  
*atulsethi*

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

|                               |     |    |
|-------------------------------|-----|----|
| Whether speaking / reasoned : | Yes | No |
| Whether Reportable :          | Yes | No |