

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

CRM-M-27721-2017

Date of decision: 14.9.2017

Rashpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.J.S. Lalli, Advocate
for the petitioner.

Mr.K.S. Aulakh, DAG, Punjab.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner –
Rashpal Singh – an accused in FIR No.81 dated 20.5.2016, under Sections
406, 420, 120-B IPC and Sections 465, 466, 467, 468, 471 IPC, added
later on, registered with Police Station Mehatpur, District Jalandhar.

Briefly stated, the allegations as per prosecution story are
that in the year 2010, complainant Darshan Singh son of Darbara Singh,
resident of village Dhilwan, Tehsil Tapa, District Barnala along with
several other persons came in contact with accused Rashpal Singh RP

alias Rohit, who gave them allurement of getting job for them in Punjab Police representing that he had good relations with higher police officers. He demanded a sum of Rs.3 lacs per person for that purpose. The complainant and Jaspal Singh etc. paid a sum of Rs.27 lacs to accused Rashpal Singh RP at the rate of Rs.3 lacs for nine persons. He demanded a further sum of Rs.17,60,000/- for doing the task, which was accordingly paid to him. However, accused Rashpal Singh RP alias Rohit did not provide the jobs of Constable in Punjab Police as promised by him. He did not return the money even. He had received two blank signed cheques and affidavits from complainant Jaspal Singh etc., in that way he played fraud with them depriving them of a sum of Rs.44,60,000/-. Whenever money was demanded back from him, he used to misbehave with them. Formal FIR was registered in the matter. Accused was arrested in this case. He had filed an application for regular bail in the Court of Sessions, which was declined by Additional Sessions Judge, Jalandhar vide order dated 10.7.2017, as such, he has approached this Court with same request.

Notice of the petition was given to respondent – State and counsel representing the State has put in appearance.

I have heard learned counsel for the parties besides going through the record and I find that there is no ground to grant concession of regular bail to the petitioner. Not only the allegations in this case against the petitioner are very serious and grave of cheating innocent persons giving them inducement of providing jobs as Constables in Punjab Police for them but his conduct of misbehaving with them when they asked for return of their money is something, which needs to be taken with all the

seriousness.

Learned State counsel has informed that two more FIRs of the similar nature have been registered against the petitioner, copies of which have been placed on file i.e. FIR No.0055 dated 22.6.2016 for offences under Sections 406, 420, 120-B IPC, registered with Police Station Lambran, where also he had cheated a person on similar allegations and FIR No.29 dated 22.3.2013 for offences under Sections 170/171/419/420 IPC, registered with Police Station Kartarpur. In that way, the petitioner is a habitual criminal. There is every apprehension of his tampering with the prosecution evidence, absconding and playing fraud with further innocent persons, if released on bail.

Learned counsel for the petitioner stated that bail should not be declined to petitioner solely for the reason that he is involved in number of other criminal cases. In support of his that contention, he has referred to authority **Maulana Mohd. Amir Rashadi Versus State of U.P. and another, 2012(1) R.C.R.(Criminal) 586** of Hon'ble Apex Court but here while dismissing the bail application of petitioner various other factors have been taken into consideration besides petitioner being a habitual criminal. Therefore, the authority does not help the petitioner much.

Therefore, finding no merit in the petition, the same stands dismissed.

14.9.2017
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No