

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-40635 of 2017

Date of Decision: 09.11.2017

Pardeep Kumar Sharma

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

HARI PAL VERMA, J.

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in case FIR No.101 dated 18.08.2017 under Sections 420, 120-B IPC registered at Police Station Islamabad, District Amritsar City.

The aforesaid FIR was registered at the behest of Sarabjeet Sintgh @ Bablu with the allegations that the petitioner along with other co-accused had duped the complainant of Rs.8 lacs on the pretext of getting him recruited in Merchant Navy.

Learned counsel for the petitioner has argued that the allegations against the petitioner are false and frivolous and the present FIR has been registered because the petitioner had differences with his sisters. Petitioner has never received the amount, as alleged. He has further submitted that though prior to registration of the present case, an inquiry was conducted by the Incharge, Economic Offences Wing, Amritsar, however, while reaching to the final conclusion, no opportunity was granted to the petitioner to lead his defence and the allegations levelled by the complainant have been believed. Complainant has not been able to establish that the petitioner has received an amount of Rs.2 lacs in order to provide him a job in Merchant Navy.

On the other hand, learned State counsel has submitted the allegations against the petitioner are serious. During investigation, it was found that the petitioner had taken money from the complainant and in this manner, he has duped the complainant.

I have heard learned counsel for the parties.

Considering the fact that allegations against the petitioner are quite serious in nature, as he along with other co-accused has taken money from the complainant on the pretext of providing him a job in Merchant Navy, no ground for grant of anticipatory bail is made out.

Accordingly, the present petition is dismissed.

However, it is made clear that observations made hereinabove shall not be construed as any expression on the merits of the case.

November 09, 2017
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No