

107+214

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

CRM-M-42665 of 2016 (O&M)

Date of decision: March 23, 2017

Vaneet Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Sandeep Arora, Advocate the petitioner.

Ms. Rajni Gupta, Addl. AG Punjab.

Mr. Harkanwar Jeet Singh, Advocate for the complainant.

A.B. CHAUDHARI, J (Oral)

CRM No.9878 of 2017

Heard.

Application is allowed and Annexure P-3 is taken on
record.

CRM-M-42665 of 2016

Heard learned counsel for the rival parties.

This is a second petition for grant of regular bail to the
petitioner in FIR No.46 dated 10.03.2016, under Sections 406, 420 of
Indian Penal Code, 1860, registered at Police Division No.7, District
Jalandhar.

The allegations against the petitioner are that the a total
sum of ₹16 lakhs (approx.) was collected by him by deceiving the
victims on the pretext of obtaining loans under employment guarantee

scheme for sending them abroad.

Learned State counsel submits that there is one more case of the similar nature against the petitioner.

Learned counsel for the petitioner submits that the case is triable by the Magistrate, challan has been filed and therefore, the petitioner should be given the benefit of being at liberty.

I, however prima-facie find that there is large number of victims who were cheated by the petitioner and now the petitioner has filed an affidavit that he has no movable or immovable property and therefore, it is clear that no recovery can be made from him. Pursuant to the query made by this Court to find out, if some realisation of the amount could be made for being paid to the victims, that is also not possible considering the affidavit filed by the petitioner.

Hence, this second petition is rejected. Trial Court is directed to hold and complete the trial within 4 months from today.

(A.B. CHAUDHARI)
JUDGE

March 23, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No