

**Sr. No.223
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-1584 of 2018 (O&M)

Date of Decision: 22.01.2018

Alowk Rustogi

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Manish Soni, Advocate,
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.98 dated 18.01.2017, under Sections 420, 406 and 120-B IPC, registered at Police Station Sadar Gurugram, District Gurugram.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Mrs. Pooja Rastogi with the allegations that a total sum of Rs. 06 lacs had been given to Klazina Consultants Limited towards purchase of two residential plots measuring 120 Sq. Yds each and such money has been misappropriated inasmuch as the ownership as also possession of the plots has not been delivered. Petitioner is one of the Managing Directors of the Company.

Insofar as the present case is concerned the date of arrest of the petitioner is 25.07.2017.

Investigation in the case is complete and the challan stands presented.

State counsel informs the Court that charges have also been framed but no prosecution witness has been examined.

Trial as such would take time to conclude.

Offences are triable by a Court of Magistrate.

It has also been gone uncontroverted that in two other FIRs in which the present petitioner has been implicated on similar allegations, he has been granted benefit of bail by this Court.

In the totality of circumstances and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Gurugram.

Petition disposed of.

22.01.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No