

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

CRM-M-2092-2018

Date of decision:-3.5.2018

Joginder Singh

...Petitioner

Versus

State of Punjab

...Respondent

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

Present: Mr.Piyush Aggarwal, Advocate
for the petitioner.

Mr.Ramandeep Sandhu, Sr.D.A.G., Punjab.

Mr.J.S. Jaidka, Advocate
for the complainant.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner -
Joginder Singh – an accused in FIR No.105 dated 9.7.2015, under
Sections 420, 120-B IPC, registered at Police Station Dugri, Ludhiana
City.

Briefly stated, facts of the case as per prosecution story are
that complainant Iqbal Singh son of Harbans Singh, resident of village
Jhullar, Tehsil and District Barnala had submitted a written complaint to
the police against Anmol, Joginder Singh (present petitioner), Satish
Bansal and Rakesh Sharma for registration of a case under Section 420

IPC etc. against them contending that his son Daljinder Singh had passed 10+2 examination; that his elder son Barjinder Singh, who was pursuing his studies at Fatehgarh Sahib came across Anmol, who used to visit his college frequently; that Anmol told Barjinder Singh that he could manage admission in the medical stream; Barjinder Singh discussed the matter with his father Iqbal Singh - complainant regarding admission of Daljinder Singh younger son of complainant in veterinary course; the complainant contacted Anmol telephonically, who asked him to come to Ludhiana; the complainant went there; Anmol demanded a sum of Rs.1 lakh for reservation of a seat; the complainant accordingly paid him that amount in May, 2014; Anmol asked the complainant to make his son sit in the examination stating that he would manage the rest; after a few days i.e. on 16.6.2014, he (Anmol) asked the complainant to deposit a sum of Rs.1,40,000/- in account of accused No.2 Joginder Singh (present petitioner); the complainant accordingly did so; thereafter, the Anmol asked him to deposit another sum of Rs.50,000/- in the account of Joginder Singh, Rs.1 lakh in the account of Satish Bansal and Rs.50,000/- in the account of Rakesh Sharma; the complainant accordingly did so; Daljinder Singh took the examination on 19.6.2014; on that day in the evening Anmol made a telephonic call to him asking him to come to his residence at Ludhiana and pay another sum of Rs.12,50,000/-; the complainant accompanied by his brother-in-law Inderjit Singh went there, where accused Joginder Singh was present; the money was paid to them, who counted the same and handed over that money to Anmol's mother. However, the promised work was not done and the amount was not

returned; the complainant contacted Joginder Singh on his mobile, who told the complainant that they had colluded to deceive him and they have done so and challenged him to do whatever he could do. Formal FIR was registered. Accused were arrested. The petitioner had moved an application for regular bail but the same was declined by Additional Sessions Judge, Ludhiana vide order dated 4.1.2018, as such, he has approached this Court with same request.

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

I have heard learned counsel for the parties besides going through the record.

The allegations against the petitioner are very serious and grave. The petitioner is specifically named in the FIR and criminal acts attributed to him and part of the money fleeced from the complainant was deposited in his account. He is shown to have played an active part in the whole episode. There is every possibility of the petitioner trying to tamper with the prosecution evidence and even to abscond , if released on bail. No case for grant of regular bail is made out.

Finding no merit in the petition, the same stands dismissed.

3.5.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No