

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CrI. Misc. No. M-26274 of 2018

Date of Decision: July 05, 2018

Harvinder Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Simranjeet Singh, Advocate
for the petitioner

Mr. R.K. Samyal, Advocate for the complainant

Sudhir Mittal, J. (Oral)

The present petition has been filed for grant of anticipatory bail to the petitioner in case FIR No. 61 dated 30.04.2018, registered under Sections 420, 120-B IPC at Police Station Dharamkot, District Moga.

As per the allegations in the FIR, father of the petitioner struck a friendship with the complainant and his family on a visit to Hazoor Sahib. Thereafter, he induced the complainant to part with money on the pretext of investment in the business being set up by the father of the petitioner as well as for getting the complainant settled in Australia. Consequently, a sum of Rs. 52,50,000/- was paid by the complainant out of his retiral dues but neither he was sent abroad nor any returns were given from the investment in the alleged business.

Learned counsel for the petitioner contends that all the evidence in this case is documentary in nature. The co-accused has already been arrested but no recovery could be effected from him and no recovery is likely to be effected from the petitioner as well. Under the circumstances, the petitioner is entitled to grant of anticipatory bail as no useful purpose would be served by arresting him.

There are serious allegations against the petitioner as Rs. 52,50,000/- is not a small amount. Moreover, cases of this nature are on increase and

unsuspecting people are being defrauded by unscrupulous persons. Thus, no case is made out for grant of discretionary relief of anticipatory bail.

The petition is, accordingly, dismissed.

July 05, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No