

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-31092-2017 (O&M)
Date of decision: March 13, 2018

Mohit Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ankur Lal, Advocate for the petitioner.

Ms. Tanushree, Deputy Advocate General, Haryana.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 406 & 420 IPC at Police Station Ambala Cantt, District Ambala, vide FIR No.54 dated 21.02.2017.

FIR was registered on the complaint made by one Vikas Kaushik. Allegations are that Legend Infratech India Limited and Legend Infratech Producer Company opened its offices at various places including Ambala. Petitioner was Director of one of the company. Said company took deposits from the general public with the assurance that either amount would be refunded with attractive interest or the customers would be allotted plots. However, neither their money was refunded nor plot was allotted to any of them. FIR was registered on 21.2.2017. Investigation ensued pursuant to same. Stand of the investigating agency is that accused are neither cooperating nor providing the relevant records. Allegations

against the petitioner is that he being Director of the Company, issued FDRs under his signatures to the investors, but later on substituted some one else in his place with the help of fake documents. Co-accused of the petitioner are also absconding.

Keeping in view seriousness of allegations, no case for pre-arrest bail is made out. Petitioner has active role in the affairs of the company, who used to sign the FDRs on behalf of the Company. As per State counsel, petitioner is also involved in some other cases and FIRs have been registered against him. Matter, thus, needs a thorough probe, as a huge public money is involved. In my considered view, custodial interrogation of the petitioner may be necessary to take the investigation to its logical end. Petition is without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

March 13, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No