

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

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**CRM-M-45740-2018 (O&M)**  
**Date of Decision : 16.10.2018**

HAJI AIYYUBBHAI IBRAHIMBHAI KAPADIA & ANR

...Petitioners

Versus

STATE OF HARYANA

...Respondents

**CORAM:HON'BLE MR. JUSTICE P.B.BAJANTHRI**

Present: Mr. Anmol Rattan Singh, Senior Advocate with  
Mr. Pratham Sethi, Advocate for the petitioners.

**P.B. BAJANTHRI, J.(ORAL)**

In the present petition, petitioner seeks anticipatory bail under the provision of Section 438 Cr.P.C. in FIR No.748 dated 23.11.2017 under Sections 114, 120-B, 406, 420, 467, 468, 471 IPC registered at Police Station Civil Lines Gurugram, District Gurugram.

2. Learned counsel for the petitioner submitted that petitioner is willing to repay up to date installments which is due to the company. Therefore, he is entitled for anticipatory bail.

3. Perusal of the records it is evident that prima facie petitioner has obtained loan of huge amount of Rs.71,50,000/-while producing certain fake/forged documents. One more fact produced by the police before the Sessions Court that the arrest warrant against the petitioner yet to be executed issued in a case pending in Uttar Pradesh. Thus, prima facie there is serious allegations against the petitioner insofar as production of fake documents and obtaining loan of huge amount. In case interim relief is granted, recovery of defrauded amount and certain verification could not be ascertained. Accordingly, petitioner has not made out a case for anticipatory bail. Accordingly,petition stands dismissed.

**16.10.2018**

pooja saini

*Whether speaking/reasoned?*  
*Whether reportable?*

**( P.B. BAJANTHRI )  
JUDGE**

*Yes/No*  
*Yes/No*