

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

CRM-M-21580-2018 (O&M)

Date of decision: 4.7.2018

Ruchi Saini

...Petitioner

Versus

State of Haryana

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Anmol Rattan Sidhu, Sr. Advocate with
Mr.Mahir Sood, Advocate for the petitioner

Mr.SK Saini, AAG, Haryana
assisted by SI Ramphal

Mr.Sandeep Kumar, Advocate for
Mr.Vikram Singh, Advocate for the complainant

JITENDRA CHAUHAN, J.

The present third petition under Section 439 Cr.P.C. has been filed for grant of regular bail to the petitioner in case FIR No. 603 dated 17.8.2015, registered under Sections 406, 420, 467, 468, 471, 120-B, 506 of the Indian Penal Code at Police Station Civil Lines, Karnal.

Learned counsel contends that the petitioner was a computer operator with Dazzle Silicon Producer Company Ltd. and neither received any amount from the investors nor ever projected herself to be the representative of any company located at Kolkata. In fact, the same was done by accused No.1- Vijay Kumar. The complainant was also one of the agents in company Silicon Projects India Ltd. She is in custody since

2.6.2016.

On the other hand, learned State counsel opposes the prayer of the petitioner. He submits that the petitioner alongwith her co- accused duped the investors and usurped crores of rupees of the small investors.

Learned counsel for the complainant submits that the petitioner was the Director of a company, namely, Silicon Projects India Ltd, having its head office at Kolkata and thereafter, changed its name and opened various other fake companies. The petitioner in connivance with her co-accused had defrauded a number of persons on the false promise of providing them jobs and money. On investigation, all the addresses of the company have been found to be fake.

Heard.

As per the case of the prosecution, approximately an amount of Rs.2.11 crore has been allegedly usurped by the petitioner in connivance with her co-accused. During investigation, it has been found that the company stated to be the parent company located at Kolkata never existed and it was projected that the petitioner and co-accused are the agents of Dazzle Silicon Marketing Pvt. Ltd. at Kolkata. As many as 1193 persons have been allegedly duped by the petitioner in connivance with her co-accused.

The first bail petition filed by the petitioner was dismissed on merits by this Court vide order dated 30.8.2016, while the second one was dismissed as withdrawn vide order dated 25.10.2017. No fresh circumstances in favour of the petitioner are made out to grant the

concession of bail to her.

In view of the active participation of the petitioner and nature and gravity of the offence alleged, no case of grant of bail to the petitioner is made out at this stage.

Dismissed.

In the alternative, the petitioner has prayed for grant of interim bail for a period of 60 days vide CRM 21580-2018 on the ground that her husband met with an accident and her mother-in-law who is a heart patient has also been advised surgery. Her father-in-law aged 60 years is unable to look after his wife and son.

No document has been filed by the petitioner to substantiate the plea raised in the application. Moreover, the counsel did not press the application, during the course of arguments. Dismissed as such.

However, considering the fact that the petitioner is in custody since 2.6.2016 and large number of witnesses have still not been examined, the trial Court is directed to complete the trial within six months after taking up the matter on day to day basis, if so warranted.

4.7.2018
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No