

**CRM-M-1359-2019 and
CRM-M-2987-2019**

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

Date of Decision: 25.01.2019

1. CRM-M-1359-2019

Rashu Mutneja

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-2987-2019

Harpreet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jasmail Singh Brar, Advocate,
for the petitioner in CRM-M-1359-2019.

Mr. Salil Dev Singh Bali, Advocate,
for the petitioner in CRM-M-2987-2019.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

Ms. Deepali Puri, Advocate,
for the complainant.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-1359-2019, filed by
petitioner-Rashu Mutneja and CRM-M-2987-2019, filed by petitioner-
Harpreet Singh under Section 438 of the Cr.P.C. for grant of anticipatory
bail in case FIR No.222 dated 23.11.2018, registered at Police Station Guru

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Har Sahai, District Ferozepur, under Sections 420, 406 and 120-B of the IPC.

Notice of motion was issued in both these petitions. Learned State counsel has put in appearance on behalf of the respondent-State and complainant has also appeared through his counsel. They contested both these petitions.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

From the record, I find that FIR, in the present case, has been registered on the application received from the office of District Manager, PUNSUP, Ferozepur. As per the allegations, Rashu Mutneja, proprietor of M/s Dhruv Commission Agent and others i.e. Jaswinder Pal Singh, proprietor of M/s Reet Enterprises, Sandeep Kumar, proprietor of M/s Jagdish Chand & Sons and Jasmeet Singh, proprietor of M/s Sunrise Food Products in connivance with Hansa Singh, Inspector, PUNSUP Ferozepur have shown bogus purchases whereas no such purchases were made. The amount was paid to these persons for disbursing the same to the farmers, which was also not disbursed to the farmers because no purchases were made from the farmers and bogus transactions were shown and a huge loss has been caused to the PUNSUP. After registration of the FIR, another letter was written regarding petitioner-Harpreet Singh also. As per the prosecution version, about ₹42 lakhs was paid to petitioner-Rashu Mutneja, who instead of disbursing the same to the farmers, which as per the investigation had gone in the account of her husband and the same was not

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paid to the farmers. After the investigation, it was found that bogus purchases were shown.

Learned counsel for the petitioner-Rashu Mutneja stated that entries regarding purchases were shown in the heap register and also in the register of Market Committee and J-Forms were also given. However, learned State counsel and learned counsel for the complainant stated that they have already written for inquiry regarding the entries in the register of Market Committee and some of the officials have been suspended. The J-forms were also found to be bogus. These entries are false one.

As regarding petitioner-Harpreet Singh, it is stated by learned State counsel that 13,000 bags of paddy were found less in his mill and he has also convinced with other accused and an amount of ₹1.15 crores has also been received by him.

Keeping in view the serious allegations levelled against the present petitioners, I find that they are required for custodial interrogation. Otherwise also, in view of the facts and circumstances of the present case and in view of nature of gravity of the offence, I do not find it a fit case where the petitioners are entitled to the benefit of anticipatory bail.

Therefore, finding no merits in the present petitions, the same are dismissed.

However, nothing stated herein above shall constitute my opinion on the merits of this case.

25.01.2019

parveen kumar

Note: Whether speaking/reasoned
Whether reportable

**(INDERJIT SINGH)
JUDGE**

: Yes
: No