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

(I) CRM-M-48202-2018
Date of Decision:14.01.2019

Parjuvan Kumar @ Parjuvan Rana and another

.....Petitioners

Versus

State of Punjab

.....Respondent

(II) CRM-M-52367-2018

Balwinder Kumar

....Petitioner

Versus

State of Punjab

....Respondent

(III) CRM-M-54558-2018

Ranjit Singh

....Petitioner

Versus

State of Punjab

....Respondent

(IV) CRM-M-55816-2018

Yuvraj Singh

....Petitioner

Versus

State of Punjab

....Respondent

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**CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL**

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Present: Mr. Parveen Chauhan, Advocate
for the petitioners in CRM-M-48202-2018.

Mr. Amrit Singh Kang, Advocate
for the petitioner in CRM-M-52367-2018 &
CRM-M-55816-2018.

Mr. Gursharan Singh, Advocate
for the petitioner in CRM-M-54558-2018.

Ms. Simranjeet Kaur, AAG, Punjab in all the cases.

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**GURVINDER SINGH GILL, J. (ORAL)**

1. This order shall dispose of the aforementioned petitions filed on behalf of Parjuvan Kumar @ Parjuvan Rana, Balwinder Kumar, Ranjit Singh and Yurvaj Singh seeking anticipatory bail in respect of FIR registered against them vide FIR No.52 dated 26.09.2018 under Section 420 of Indian Penal Code, 1860 and Section 4 & 5 of Prize Chit and Money Circulation Schemes (Banning) Act, 1978, Police Station Talwara District Hoshiarpur.
2. The allegations, in nut-shell, are that the petitioners along with another 6 persons had deprived the complainants of huge amount while holding out promises and assurances of doubling the invested amount and returning the same along with interest at a higher rate. Parveen Kumar Rohilla is stated to be Chief Managing Director of a company called RDPL Landmark Infrastructure Limited which used to invite

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investments through various agents including Sarpanch, Lamberdar etc. and thus collected crores of rupees.

3. Learned counsel for the petitioners have submitted that they were merely employees of the company and that whatever amount they had received from the investors, the same was duly deposited in the account of the company and that under these circumstances it is the Directors of the company who could said to be responsible not the petitioners who were merely employees. It is further been informed that in fact the Chief Managing Director of the Company namely Sh. Parveen Kumar Rohilla has already expired.

4. Learned State counsel while opposing the petitions has not disputed the fact that Parveen Kumar Rohilla i.e. Chief Managing Director of the company called as RDPL Landmark Infrastructure Limited has expired. The learned State counsel has, however, opposed the applications while submitting that since huge amount to the tune of ₹ 75 lakhs is involved, which is yet to be recovered.

5. Having considered rival submissions addressed before this Court it is found that it is debatable as to whether indeed it is the petitioners who are beneficiaries of the amount received by the them for being invested in the company i.e. RDPL Landmark Infrastructure Limited. Keeping the aforesaid position in mind and also that the petitioners are stated to have joined investigation, in my opinion, it is a fit case for grant of anticipatory bail. The petitions, as such are accepted and interim directions issued vide order dated 21.11.2018 passed in CRM-M-48202-

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2018; order dated 28.11.2018 passed in CRM-M-52367-2018; order dated 15.12.2018 passed in CRM-M-54558-2018 and order dated 18.12.2018 passed in CRM-M-55816-2018 are made absolute subject to the condition that the petitioners would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

6. The petitions are accepted in the abovementioned terms.

7. It is, however, clarified that none of the observations made above shall be taken to be an expression on merits of the main case.

**( GURVINDER SINGH GILL)**
**JUDGE**

**14.01.2019**
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Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**

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