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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31171-2019

Date of decision-28.08.2019

Mohit Chhabra

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Harkesh Manuja, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
ASI Mahabir.

Mr. Sanjiv Gupta, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioner-Mohit Chhabra has prayed for grant of regular bail in case FIR No.0034 dated 16.01.2019 registered under Sections 406, 420 and 506 read with Section 34 of Indian Penal Code, 1860 at Police Station Surajkund, District Faridabad. The petitioner is in custody since his arrest on 04.06.2019.

The FIR was registered on the complaint made by Anwar Ansari wherein he stated that the petitioner along with his co-accused have cheated the complainant by taking Rs.49 lacs on the pretext of sending his brother abroad for a job, but they neither honoured their words nor returned the amount out of Rs.49 lacs, a sum of Rs.7 lacs was paid by way of cheque in favour of Ramesh Kumar whereas the remaining amount was paid in cash.

Learned counsel for the petitioner contends that the petitioner

has been falsely implicated in the present case as the alleged cheque amount of Rs.7 lac was credited in the account of co-accused of the petitioner. He further contends that the FIR does not contain any particulars of payment of cash amount of Rs.42 lacs with its date, time and place etc. He submits that the petitioner is not involved in any other case. Learned counsel further submits that investigation is complete and challan has been filed on 02.08.2019.

On the other hand, learned State counsel assisted by ASI Mahabir opposed the bail application. Learned counsel for the complainant has also opposed the prayer. However, it is not disputed by learned State counsel that challan has already been filed.

Considering the above background and the fact that the trial of the case is likely to consume more time, this Court does not find any valid reason to detain the petitioner any further in custody. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Faridabad.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

28.08.2019

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Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No