

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-61673-2018 (O&M)

Date of decision: 14.02.2019

Amir Ahmed

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Lalit Sood, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

Ms. Amandeep Kaur, Advocate and
Mr. Sandeep Gahlawat, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of anticipatory bail in FIR No.20 dated 29.08.2018 under Sections 406, 420, 468, 471, 120-B IPC, registered at Police Station Dhakoli, District SAS Nagar (Mohali).

As per allegations in the FIR, the complainant has stated that the petitioner and other co-accused, by giving fake allurements that they will provide him appointment, asked to deposit Rs.50,000/- for procuring the job. Thereafter, the complainant and the accused persons interacted to each other through telephone calls and emails and the complainant was further asked to deposit Rs.2.70 lacs in the account of Career Barley Solutions Pvt.

Ltd. The complainant was introduced with other accused by the petitioner and was given an appointment letter as Cabin Crew in Go Airlines and later on, it was found that appointment letter was a forged document.

Learned counsel for the petitioner has argued that there are no direct allegations against the petitioner and he is involved in the case being director of the company Career Barley Solutions Pvt. Ltd. and the amount has been deposited by the complainant in the account of aforesaid company, however, the same was later on transferred to the account of co-accused Simran Vishwas and therefore, the petitioner himself is an aggrieved person. It is further submitted that the petitioner is ready to join the investigation.

In reply, learned State counsel, on instructions from ASI Gulshan Kumar and assisted by learned counsel for the complainant, has submitted that in fact, the petitioner and other accused have cheated 18 persons, who have been defrauded of more than Rs.21.00 lacs in similar fashion. Learned State counsel has further argued that there are other victims, who have also come forward and recorded their statements and the amount was paid through bank transactions and this fact is admitted by the petitioner. It is further submitted that since the petitioner has committed cheating with the complainant, his custodial interrogation is required to know the *modus operandi* of the accused persons.

After hearing learned counsel for the parties, I find no ground to grant anticipatory bail to the petitioner.

It is not disputed that the complainant has deposited Rs.2.70 lacs in the account of the aforesaid company of the petitioner. The

complainant has also stated that there are 18 victims and the money involved is more than Rs.21.00 lacs, which is paid to the company. Therefore, considering the serious allegations of cheating against the petitioner, I am of the opinion that custodial interrogation of the petitioner is required for further investigation of the case.

Finding no merit in the present petition, the same is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

14.02.2019
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No