

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

**Criminal Misc. No.M-48799 of 2019(O&M)
Date of Decision: November 28, 2019**

Balwan Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.Sandeep Kotla, Advocate
for the petitioner.

Mr.Ashok Muthreja, DAG, Haryana.

Mr.Piyush Aggarwal, Advocate for
the complainant.

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HARINDER SINGH SIDHU, J.

The petitioner has filed this petition under Section 438 Cr.P.C for grant of pre-arrest bail in case FIR No.86 dated 14.05.2019 under Sections 420, 406 and 506 IPC, Police Station Sadar Bahadurgarh, District Jhajjar.

The allegations in the FIR are that complainant Rohtash paid Rs.45 lakhs to co-accused Baljit Singh for providing job to his son in Railways. The allegation against the petitioner Balwan Singh is that when the complainant Rohtash along with Suresh Kumar and Surender went to meet co-accused Baljit Singh, then the petitioner and Parteek s/o Baljit Singh who were present there, abused them and advised them to forget the money. They also threatened to kill them stating that nobody would even be

able to trace their dead bodies.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the case and there is no allegation against him of having received any amount from any of the aforesaid persons.

Opposing the prayer for pre-arrest bail, learned State Counsel has stated that similar allegations have been levelled against co-accused Baljit Singh by Suresh Kumar, Anand Parkash, Jai Bhagwan Kadian and Surender. Suresh Kumar is alleged to have given Rs.31 lakhs for providing job to his nephew Ankit, out of which Rs.7 lakhs were deposited in the bank account of accused Parteek. Anand Parkash is stated to have given Rs.31 lakhs in cash. Jai Parkash Kadian is stated to have given Rs.36 lakhs in cash to provide a job to his nephew in Railways Department. Surender is stated to have given Rs.21 lakhs in cash for providing job to his son in Railways Department. Accused Baljit Singh in his disclosure statement admitted to accepting money and that whatever he had done, was done after planning with the petitioner Balwan, Sandeep and Parteek.

Learned State counsel has also referred to a complaint dated 14.10.2019 filed with the Deputy Commissioner of Police, Economic Offences Wing, New Delhi by Shiv Shanker Sah, in which the petitioner has been specifically named as being involved in cheating and misappropriation of money and threatening the complainant therein of his life and liberty if he reported about the matter. He alleged that a sum of Rs.24,83,350/- had been given to Baljit Singh in lieu of giving him a plot at Dwarka. However, no plot was given, instead, he was threatened not to report the matter to anybody. He also alleged that the accused had cheated large number of

other people.

In view of the nature of the allegations, no ground is made out to grant the benefit of pre-arrest bail to the petitioner.

Petition dismissed.

November 28, 2019

(HARINDER SINGH SIDHU)
JUDGE

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Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No