

209
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20231-2020(O&M)
Date of decision: 06.08.2020

Karamvir Singh

.....Petitioner

V/s.

State of Haryana

.....Respondent

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Gautam Kaile, Advocate, for the petitioner.

Mr. Deepak Bhardwaj, Deputy Advocate General, Haryana.

Mr. Sandeep Kumar Goyat, Advocate, for the complainant.

Sanjay Kumar, J.
CRM-17541-2020

This application is ordered. Exemption is granted as prayed for.

CRM-18906-2020

This application is ordered and the complainant is brought on record as the second respondent.

Amended memo of parties is taken on record.

CRM-M-20231-2020

The petitioner seeks anticipatory bail in relation to FIR No. 263 dated 08.07.2020 on the file of Police Station Hisar Civil Lines, District Hisar, registered under Sections 406 and 420 IPC.

The claim of the complainant was that he had paid Rs. 1,50,000/- towards purchase of a solar plant and he was cheated.

As per the reply filed by Rajbir Singh, Deputy Superintendent of Police, Hisar, the complainant produced documentary evidence along with recorded phone call conversation in support of his claim. The petitioner was stated to be a habitual offender inasmuch as FIR Nos. 717 dated 24.08.2015, 114 dated 16.03.2019, 631 dated 14.12.2019 and 7 dated 09.01.2020 were registered against him by various police stations for similar offences.

As Mr. Gautam Kaile, learned counsel for the petitioner, stated on instructions from his client that the amount taken from the complainant would be returned to him given sufficient time, this Court passed an order on 24.07.2020 directing the petitioner to return Rs. 1,00,000/- to the complainant to prove his *bonafides*.

Today, Mr. Gautam Kaile, learned counsel, fairly concedes that the amount was not paid in terms of the earlier order.

Given the totality of the facts and as the petitioner is clearly lacking in *bonafides*, this Court finds no ground to extend any indulgence to him.

The anticipatory bail petition is accordingly dismissed.

(SANJAY KUMAR)
JUDGE

06.08.2020

rakesh

whether speaking/non speaking

: Yes/no

whether reportable/non reportable

: Yes/no