IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

219/3 **CRM-M-35197 of 2021**

Date of decision : 28.10.2021.

Vikas Jain

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Chetan Bansal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Rajat Anand, Advocate for the complainant.

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Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.125 dated 24.05.2021, under Sections 420, 465, 467, 468, 471, 477-A, 120-B IPC, registered at Police Station Civil Lines, Police Commissionerate Amritsar.

Learned counsel for the petitioner contends that although it is alleged that the petitioner had opened the accounts in the name of the complainant by forging the documents but these accounts were operated by the complainant himself and in order to escape his tax liability, the instant FIR has been registered. He further contends that the petitioner has nothing to do with the bank accounts which were in the name of the complainant and he is being falsely implicated in this case. He also contends that although assessment for escapement of tax liability has been made against the petitioner but there is no order for prosecution against him and on the other hand, the complainant is being prosecuted by the income tax authority.

Learned State counsel while referring to the affidavit filed by the Assistant Commissioner of Police, Financial Crime, Amritsar contends that the bank accounts were opened in the name of the complainant by forging documents in connivance with the bank officials. The petitioner himself had been operating these accounts and transactions for over 15 crores had been done by him. The petitioner has also admitted this fact before the income tax authority and filed an affidavit in this regard. A copy of the affidavit is at Annexure R-2. He, upon instructions from ASI Surjit Singh, also contends that it has come in the course of investigation that transactions worth over Rs.24 crores were carried out by the petitioner.

In view of the serious allegations against the petitioner having carried out huge transactions in cash after forging the documents, I do not deem it appropriate to grant him the concession of anticipatory bail.

Consequently, the petition stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

October 28, 2021
sonia gugnani

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No