

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

CRM-M-51123 of 2021

Date of decision: 07.12.2021

Jaspal Singh

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ritesh Pandey, Advocate for the petitioner.
Ms. Samina Dhir, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

This petition under Section 438 Cr.P.C. is filed seeking anticipatory bail in FIR No. 347 dated 10.10.2020, under Section 420 IPC, registered at Police Station Jandiala Guru, District Amritsar Rural.

The FIR was got registered by Manjinder Singh. As per the allegations, the complainant was duped of Rs.7,00,000/- on the pretext of getting job of Travelling Ticket Examiner in Railways. On the asking of the petitioner, Rs.1,50,000/- were transferred in the account of the petitioner and rest of the amount was paid in cash. Some of the amount was arranged after taking loan from the bank. Medical of the complainant was got conducted and thereafter he was sent to Banaras in the office of Divisional Railway Manager for training. The complainant was allegedly given some training once a week and made to sit whole day.

Learned counsel for the petitioner submits that the petitioner is

a poor agriculturist. As per the allegations, his father and brother were also named but during enquiry, they were found innocent. He further submits that the story is improbable.

Learned counsel for the State opposes the prayer for grant of pre-arrest bail. She submits that a fair enquiry was conducted. After considering the allegations and the facts available, the other co-accused were found innocent whereas there is material against the petitioner. She further submits that it is not a case where merely the amount was taken for securing a job but the medical was got conducted. The contention is that the complainant was taken to the office of Divisional Railway Manager where he was told that training is being imparted to him.

Apart from the money transferred by complainant in the bank account of petitioner there are other materials available against the petitioner. It is a serious issue that money is being taken for getting the job in Government Department. From the *modus operandi*, it appears that the petitioner is not working alone, there are other aspects also which need to be unearthed. It is a case where custodial interrogation of the petitioner is required.

The petition is dismissed.

However, it is clarified that nothing stated hereinabove shall be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

7th December, 2021
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| 1. Whether speaking/ reasoned | : | Yes |
| 2. Whether reportable | : | Yes |