

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5418-2020 (O&M)
Date of decision: 07.07.2022

Baldev Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Ramesh Sindhar, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

Mr. Naveen Gupta, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.407 dated 17.12.2019 under Sections 406 & 420 IPC, registered at Police Station Mahesh Nagar, District Ambala.

On 07.02.2020, while granting interim anticipatory bail, the Coordinate Bench observed that the amount, which was deposited in the name

of the petitioner, was further transferred to Tarsem Lal.

This petition is pending since long and on number of dates, time was granted to the petitioner to join the investigation.

Learned State counsel, on instructions from ASI Mahesh Kumar and assisted by learned counsel for the complainant, has submitted that the petitioner has not joined the investigation.

Learned counsel for the complainant has placed on record the order dated 30.11.2021 passed by the Coordinate Bench in CRM-M-49912-2021, vide which petition filed by co-accused Tarsem Lal praying for grant of anticipatory bail stands dismissed as withdrawn.

As per allegations in the FIR, registered at the instance of complainant Hemant Sharma, he was allured by the petitioner in August, 2016 for sending his son abroad and demanded Rs.10.00 lacs for this purpose. The complainant transferred an amount of Rs.2.20 lacs in the account of the petitioner through NEFT and paid another amount of Rs.5.00 lacs in 2017. It is further case of the complainant that documents were handed over to the petitioner as well as co-accused Tarsem Lal, however, neither his son was sent abroad nor the amount was returned.

Learned counsel for the petitioner has raised only one argument that the petitioner has registered an FIR against Tarsem Lal in a similar manner, however, it is not disputed that he received an amount of Rs.2.20 lacs from the complainant on the pretext of sending his son abroad.

After hearing learned counsel for the parties, considering the fact

that even the anticipatory bail application filed by co-accused Tarsem Lal stands dismissed as withdrawn, I find no ground to grant anticipatory bail to the petitioner.

Accordingly, the present petition is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

07.07.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No