

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

CRM-M-28415-2022
Date of Decision: 01.09.2022

Jagjit Singh

...Petitioner

Versus

State of U.T., Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Sukhjot Singh, Advocate, for the petitioner.

Mr. Abhinav Gupta, Additional P.P. U.T., Chandigarh.

HARNARESH SINGH GILL, J.

The petitioner prays for grant of anticipatory bail in case bearing FIR No. 79 dated 13.05.2022, registered at Police Station South, Sector 34, Chandigarh, under Sections 406, 420 and 120-B IPC.

Short reply by way of affidavit dated 16.08.2022 of Deputy Superintendent of Police (South), Chandigarh, is taken on record.

Learned counsel for the petitioner would contend that the allegations in the FIR, if any, are against co-accused Lovely Mehta @ Sunny Mehta and not against the petitioner. It is further submitted that as the petitioner has no concern with the occurrence in question, nothing is to be recovered from him and no custodial interrogation is required.

On the other hand, learned Additional Public Prosecutor, U.T., Chandigarh, while referring to the reply filed, would submit that the petitioner along with the co-accused had

taken on rent various vehicles from the complainant; that they had stopped paying the rent and even removed the GPS installed in the said vehicles so as to hide their location. While specifically pointing to the averments contained in para No. 4 of the reply, it is contended that during investigation it came on record that the petitioner and co-accused had attempted to sell two cars, namely, Ford Endeavour and Vitara Breeza to one Girish Jain; that Vitara Breeza car was sold by the petitioner and co-accused for an amount of Rs.6.90 lakh, but the deal regarding Ford Endeavour could not materialize.

It is further pointed out that two other complaints of similar nature were filed by Bhasker Luthra and Joginder Singh, respectively, but since all the cars were recovered, the complainants did not pursue the said complaints.

Yet further, it is pointed out that two more criminal cases i.e. FIR No. 103 dated 02.10.2019 under Sections 419, 420, 482, 465 and 475 IPC at Police Station Division No. 3, Jalandhar and FIR No. 157 dated 10.10.2019 under Sections 420, 465, 467, 468, 471, 406, 120-B IPC, at Police Station City Malerkotla, stands registered against the petitioner, which clearly points out the criminal antecedents of the petitioner.

I have heard learned counsel for the parties.

The petitioner's name figures out in the FIR, which means that Lovely Mehta @ Sunny Mehta, had taken the aforesaid vehicles on rent with his active connivance, consultation and deliberations. Besides, as noticed above, the reply filed on behalf of the U.T, Chandigarh, would clearly reveal

the criminal antecedents of the petitioner. He has been involved in similar crimes. Copy of the self drive car rental agreement, dated 28.09.2021, produced during the course of hearing, would further show that the petitioner had taken Toyota Glanza Car bearing Registration No. CH-01-CB-7919 from Gatan Tours and Travels, House No. 2005/39, Sector 32-C, Chandigarh. He, then sold the said car to one Rajbir Singh, with the Registration No. PB-07-BX-9990 and the said Car along with said Rajbir Singh, was found to be involved in a crime under NDPS Act, resulting into registration of FIR No. 21 dated 27.0.2022 under Sections 21, 25, 27(a) and 29 of the NDPS Act.

The allegations against the petitioner are very serious. He has been involved in various cases of similar nature and even in one of the cases, the vehicle sold by him was found to be involved in a crime under NDPS Act. The petitioner, has not only committed the fraud, cheating and criminal breach of trust, but he has shaken the very trust of the Society. The accused, like, the petitioner, who are nurturing the criminal bent of mind and are duping the innocent persons, are not entitled to the grant of concession of anticipatory bail.

No case is made out to grant the concession of anticipatory bail.

Dismissed.

01.09.2022
ds

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No