

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 105

CRM-M-794-2023

Date of decision : 09.01.2023

Neetu

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Anil Ghanghas, Advocate, for the petitioner.

Mr.Abhinash Jain, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

Through the present petition the petitioner seeks anticipatory bail in FIR No.441 dated 30.09.2022 registered under Sections 406, 420 and 506 IPC at Police Station Model Town, Panipat.

Nasib filed a complaint with the police that the petitioner, alongwith her co-accused, had extorted Rs.52 lakhs from the complainant's brother-in-law namely Anil Kumar who had recently expired. Such amount had been given to Anil Kumar by the complainant and his relatives for onward transmission to the petitioner and her co-accused after the petitioner and her co-accused had held out a promise that they would provide them jobs in government departments.

On the basis of the afore complaint the police registered the FIR in question in which the petitioner sought anticipatory bail from the Sessions Court at Panipat on the dismissal of which the instant petition has been filed before this Court praying for the same relief which was denied by the Sessions Court.

Learned counsel for the petitioner submits that the petitioner is a 38 year old lady having no criminal antecedents; she is a mother of two minor children; in fact, it is the petitioner who is the victim at the hands of her co-

accused-Pooja against whom way back in the year 2019 she had filed a complaint with the police; in such complaint the petitioner had alleged that Pooja had extorted money from the complainant for facilitating award of contract to the petitioner's husband as also for getting employment to the petitioner's relatives in government departments; it is Anil Kumar who had taken the amount from the complainant and his relatives and after his death the entire blame is being pinned on the petitioner and that the complainant is not clean as he had himself through an application dated 24.12.2018 appealed the Home Minister of this country to appoint him as a Sub Inspector in Delhi Police under the sports quota.

Learned State counsel, who appears on advance notice, submits that the petitioner and her co-accused are all involved in a racket of extorting money from the innocent persons on the pretext of providing them government jobs; in the year 2019 the petitioner had filed a complaint with the police against co-accused-Pooja which complaint, after inquiry, was filed; there are affidavits of the petitioner with the police in which the petitioner had acknowledged receipt of lakhs of rupees from the complainant/other persons and that so far there is also evidence collected by the police with respect to transfer of several lakhs of rupees by the complainant/other persons to the petitioner's bank account.

The allegations against the petitioner and her co-accused are of extortion of lakhs of rupees from innocent persons on the pretext of providing them jobs in different government departments. As on date, the police has collected evidence showing transfer of lakhs of rupees by the complainant to the petitioner's bank account as also affidavits of the petitioner acknowledging receipt of payments from the complainant/other persons. Further, as per the learned State counsel, in the year 2019 there was a dispute between the

petitioner and one of the co-accused-Pooja and accordingly the petitioner had filed a complaint against Pooja in which she had played the victim card but the contents of her complaint were investigated and her allegations of fraud played on her by Pooja were not found correct.

In the light of the above, this Court is of the opinion that the petitioner's custodial interrogation is necessary.

Dismissed.

It is clarified that the above observations have been made only for the limited purpose of deciding the present bail application and the same would not be construed to be an expression of opinion on the merits of the case.

09.01.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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