

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

CRM-M No.16833 of 2022

Date of decision: 02.05.2023

Mahesh Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : None for the petitioner.

Mr. Chetan Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

The prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case bearing FIR No.188, dated 01.03.2022, under Sections 406, 420, 120-B, 506 of IPC, registered at Police Station City, District Karnal.

The case has been called twice, however, even on second call, nobody has put in appearance on behalf of the petitioner.

Notice of motion was issued on 25.04.2022 and thereafter, the case was adjourned as follows:

“17.05.2022

Upon request made on behalf of learned State counsel, the matter is adjourned to 30.05.2022 so as to enable him to file reply.

30.05.2022

Reply by way of affidavit of Sh. Veer Singh, Deputy Superintendent of Police (City), Karnal has been filed. The same is taken on record.

List on 29.08.2022 for arguments.

29.08.2022

There is no representation on behalf of the

petitioner.

*In the interest of justice, the matter is adjourned to
07.12.2022.*

07.12.2022

*Upon request made on behalf of learned counsel
for the petitioner, the matter is adjourned to
02.05.2023.”*

On a pointed query put to learned State counsel as to whether the petitioner had been arrested since no order staying his arrest had been passed by this Court, learned State counsel, on instructions, has replied in the negative.

Learned State counsel, while drawing attention of this Court to the reply dated 28.05.2022, has submitted that the petitioner is involved in another case FIR No.8, dated 01.03.2022, under Sections 406, 420 IPC and Section 3 of Haryana Protection of Interest of Depositors (in Financial Establishment) Act, 2013 and there are several other complaints pending against him in the office of the Superintendent of Police, Karnal wherein also similar allegations to the one made in the FIR in question have been made. It has also been submitted that the petitioner had duped many people for an amount of approximately Rs.83,43,900/-

The instant petition which has been pending for more than 01 year stands dismissed for non-prosecution.

02.05.2023

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**(MANJARI NEHRU KAUL)
JUDGE**

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