

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

CRM-M-27750-2023
Date of Decision:-**31.05.2023**

RISHI DADA AND ORS

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANR

... Respondent(s)

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. Aayush Gupta, Advocate for the petitioners.

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KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of anticipatory bail in case having criminal complaint No.COMI-119-2022 dated 12.3.2022 (Annexure P-1), wherein the petitioners have been summoned as accused under Sections 406, 420, 465, 467, 468, 471, 506, 120-B IPC.
2. The counsel for the petitioners *inter alia* contends that the allegations made in the criminal complaint are totally false and even otherwise no offence is made out against the petitioners, who are running agency for sale of vehicles of Tata Motors and that the only allegation against the petitioners are that they supplied defective Tata Safari vehicle to respondent No.2. The counsel further submits that even otherwise the evidence which has been led by respondent No.2 in his preliminary evidence, will be tested during cross-examination of the concerned witnesses and all the offences are triable by the Court of Judicial Magistrate Ist Class. So prayer is made that the petitioners be granted

anticipatory bail and be permitted to join the proceedings before the trial Court.

- 3. Notice of motion.
- 4. On the asking of the Court, Mr. Chaman Lal Pawar, Addl. A.G. accepts notice on behalf of State of Punjab and submits that the present petition is outcome of a private complaint filed by respondent No.2.
- 5. Mr. Inderpal Singh Parmar, Advocate puts in appearance on behalf of respondent No.2 and has filed power of attorney, which is ordered to be taken on record and submits that the petitioners defrauded respondent No.2 by supplying him defective Tata Safari and forged loan documents. However, the counsel for respondent No.2 has not disputed the fact that the petitioners have been summoned on the basis of the preliminary evidence adduced by respondent No.2, which will be subject to cross-examination of the witnesses.
- 6. In the light of the above, without commenting on the merits of the case, the present petition is hereby disposed of with directions to the petitioners to appear before the learned trial Court within next 10 days and on their doing so, the petitioners are directed to be released on regular bail to its own satisfaction, by the said Court.

31.05.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No