

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

CRM-M-29995-2023

Date of Decision:03.07.2023

Amit

...Petitioner

vs.

State of Haryana & Another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

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

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

N.S.Shekhawat J. (Oral)

The instant petition has been filed for grant of regular bail to the petitioner in FIR No.391, dated 12.07.2022, under Sections 406, 420, 467, 468, 471, 506 34 of IPC, registered at Police Station City, Sonipat, District Sonipat.

The FIR in the present case was registered on the basis of complaint moved by Sachin Rathi son of Sh. Ved Parkash, who alleged that about two years ago, he had developed friendship with Anil, co-accused. Anil was running an office under name and style of M/s Balaji Placement Agency. Anil told the complainant that he had relations with certain higher officers in Delhi and he could get him the employment in Railways and demanded a sum of Rs.8,50,000/- from the complainant. The complainant later on paid the various amounts to Anil, co-accused and he sent him to Delhi for training. Later on , Anil handed over the joining letter and the identity card to the complainant. However, on verification it was found that all the documents were forged and fabricated. When the complainant enquired the matter from Anil, co-accused, he was taken to the present petitioner. The complainant demanded his money back from them, however, they threatened to kill him and with these broad averments, present FIR was registered against Anil and the present petitioner.

Learned counsel for the petitioner contends that the petitioner has no concern with all the allegations and these have been levelled mainly against Anil, co-accused and it has been falsely shown that he had threatened the present complainant. He was arrested in the present case on 30.03.2023 and is in custody since then. The challan has already been presented in the Court and nothing is to be recovered from the present petitioner. He further contends that all the offences are triable by the Learned Magistrate and the completion of trial may take long time.

On the other hand learned State counsel vehemently opposed the prayer made by learned counsel for the petitioner and contended that the petitioner and his co-accused had cheated the complainant of an huge amount on the pretext of securing the job in the Railways and had handed over the forged documents to him.

I have heard the learned counsel for the parties and have perused the record.

Taking into consideration the totality of the facts and circumstances and without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

03.07.2023

hitesh

(N.S.SHEKHAWAT)
JUDGE

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