

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(210)

CRM-M-51465-2021

Date of Decision: 30.1.2023

Karan Kangra

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- None for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.247 dated 11.8.2021 registered under Sections 406, 420 IPC at Police Station, Division-8, Ludhiana.

Learned State counsel has apprised the court that vide order dated 10.1.2023 petitioner was granted last opportunity to join investigation, however, he has not joined the same. It is submitted that petitioner is involved in four more cases of the similar nature and he is a habitual offender.

A perusal of the record would show that vide order dated 10.12.2021 petitioner was granted interim bail by this court subject to compliance of the conditions as provided under Section 438(2) Cr.P.C. It is further revealed that petitioner was granted repeated opportunities to appear before the investigating agency to join investigation, however, he failed to do so. Vide order dated 10.1.2023 petitioner was granted last opportunity to join investigation on 16.1.2023 at 10 AM, however, he has not complied with the order.

As per the allegations in the FIR petitioner had taken 20-25 blank signed cheques and 8 stamp papers amounting to Rs.1,000/- from the complainant on the pretext of getting her loan processed, however, thereafter he misappropriated the same and thus cheated the complainant.

The power under section 438 Cr.P.C is an extraordinary power. From perusal of the record and conduct of the petitioner, it is apparent that petitioner does not deserve to be granted the benefit of anticipatory bail.

Accordingly, the petition being devoid of any merit is hereby dismissed.

(RAJESH BHARDWAJ)
JUDGE

30.1.2023

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No