

CRM-M-787-2024
Date of decision: 09.01.2024

Parveen KumarPetitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Gurmeet Kaur Dhillon, Advocate for
Mr. Rajesh Duhan, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 438 of Cr.P.C. seeking anticipatory bail in case bearing FIR No.779 dated 09.12.2023 under Sections 406/420 of IPC registered at Police Station Gharaunda, District Karnal (Annexure P-1).

Learned counsel for the petitioner *inter alia* contends that the case of the prosecution is based on documentary evidence and custodial interrogation of the petitioner is not required even as per the allegation, the petitioner is a middleman and he is a Teacher and is not engaged in the business of sending persons abroad.

Mr. Sandeep Gahlawat, Advocate puts in appearance on behalf of the complainant and files his power of attorney in the Court today which is taken on record. Registry is directed to tag the same at an appropriate place in the file. He submits that complicity of the petitioner is fully established as the

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petitioner is the principal culprit who has made the dishonest inducement to the complainants to part with their money and out of Rs.33,75,000/- the petitioner has received Rs.23,75,000/- in his bank account.

Having heard learned counsel for the parties and after perusal of the record, this Court finds no ground for grant of anticipatory bail to the petitioner as the petitioner was duly named in the FIR and he is the one who has induced the complainants and he is a direct beneficiary of Rs.23,75,000/-. In view of above facts and circumstances of the case, the custodial interrogation of the petitioner is required and accordingly, the present petition stands dismissed.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and the trial Court shall proceed without being prejudiced by observations of this Court.

(HARPREET SINGH BRAR)
JUDGE

09.01.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No