



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

CRM-M-30730-2024

Date of decision: 30.07.2024

Ritesh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Pardhuman Garg, Advocate
for the petitioner.

Mr. Gagandeep Singh Chhina, AAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.782 dated 15.12.2021 under Sections 120-B, 420, 467, 468, 471 of the Indian Penal Code, 1860, registered at Police Station Gurgaon Sadar, District Gurugram.

2. In compliance of order dated 16.07.2024, learned State counsel, on instructions, has submitted that though the petitioner was not related to co-accused Vikas, however, during investigation it had surfaced that they were well acquainted with each other. It has been submitted that the petitioner was proprietor of M/s R.K. Trading and he had stood as a surety for M/s King Enterprises; both M/s R.K. Trading as well as M/s King Enterprises were found to be non-existent at the given address. It has also been submitted by the learned State counsel

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that during investigation it has surfaced that there is yet another fake firm by the name of M/s Raj International qua which the petitioner had stood surety and that firm was also non-existent. Learned State counsel has, thus, prayed for dismissal of the instant petition as custodial interrogation of the petitioner would be necessitated.

3. I have heard learned counsel for the parties and perused the relevant material on record.

4. Prima facie the petitioner seems to be an active participant in the fraud which was perpetuated on the GST Council and his custodial interrogation would, therefore, be necessitated. In the circumstances, this Court does not deem it fit to extend the extraordinary concession of anticipatory bail to the petitioner. Accordingly, the instant petition is hereby dismissed.

5. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

30.07.2024**(MANJARI NEHRU KAUL)**

Vinay

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No