

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

101-2

CRM-M-63371-2023

Date of decision: 25.01.2024

Rohit

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gulzar Mohammad, Advocate
for the petitioner.

Mr. R.S. Rai, Sr, Advocate with
Mr. Anurag Arora, Advocate
for the complainant.

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.198 dated 01.11.2023 under Sections 406/420/467/468/471/120-B of the Indian Penal Code, 1860, registered at Police Station Sadar, Jalandhar.

2. Learned counsel for the petitioner inter alia contends that he has been falsely implicated in the case in hand along with other co-accused for allegedly duping the complainant to the tune of more than ₹26,80,000/- by forging the complainant's signatures and fabricating documents. He further submits that the petitioner was not incharge of any financial transactions of the company as they were being handled only by the DGM. While drawing the attention of this Court to complaint annexed as Annexure P-4, learned counsel submits that the instant FIR was only a counter-blast to a complaint filed by wife of the

petitioner against the company before the Labour Commissioner.

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

4. Prima facie there are serious allegations against the petitioner having cheated and fabricated documents; thereafter fraudulently showed flats of the company as “re-sale flat” and then got money transferred in the bank accounts of his family members. There are specific allegations levelled against the petitioner of having played a key role in the crime in question. Admittedly, the petitioner is also involved in two other cases of similar nature. In view of the seriousness of allegations levelled against the petitioner coupled with his criminal antecedents, this Court does not deem it fit to grant the extraordinary concession of anticipatory bail to him.

5. Accordingly, the instant petition is hereby dismissed.

6. 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.

25.01.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No