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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ BAIL APPLN. 4130/2024, CRL.M.A. 33990/2024 and
CRL.M.A. 33991/2024

PANKAJ KUMAR JHA

.....Petitioner

Through: Mr.Adarsh Nandolia and Mr.Vikas,
Advocate

versus

STATE (GOVT. OF NCT OF DELHI)

.....Respondent

Through: Mr.Laksh Khanna, APP for State with
SI Brham Prakash

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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13.11.2024

1. The present application has been filed by the applicant/petitioner seeking anticipatory bail in FIR No.575/2022 registered under Sections 420 IPC at P.S. Sarita Vihar, Delhi.
2. Learned counsel for the applicant submits that the applicant was working as Senior Executive-Finance & Accounts in the complainant's company. He submits that the complainant has alleged that a sum of Rs.38.68 lacs was taken out from various accounts held by the complainant's company and transferred to the accounts of the applicant and his relatives. He submits that the applicant has joined the investigation and a sum of Rs.33,00,000/- has already been recovered.



3. Learned APP for the State has opposed the bail application. He submits that besides the aforesaid sum of Rs.38.68 lacs, another sum of Rs.6,43,000/- is also stated to be the cheated amount for which the verification is still pending.

4. At this stage, learned counsel for the applicant disputes the aforesaid submissions.

5. I have heard learned counsel for the applicant as well as learned APP for the State and have also gone through the material placed on record. The case pertains to cheating of more than Rs.38,00,000/- and admittedly, around Rs.33,00,000/- already stands recovered. All the transactions have occurred through banking channels.

6. Keeping in view the aforesaid facts and circumstances of the case and the fact that the applicant has already joined the investigation, it is directed that in the event of arrest, the applicant be released on bail subject to his furnishing a personal bond in the sum of ₹25,000/- with one surety of like amount to the satisfaction of the Arresting Officer/Investigating Officer/SHO of the concerned Police Station and also subject to the following further conditions:-

- (i) At the time of furnishing bail bond, the applicant shall provide the mobile number, which he undertakes to keep operational at all times during the pendency of the trial.
- (ii) The applicant shall join the investigation as and when asked.
- (iii) The applicant shall inform the concerned Investigating Officer about his current residential address.



(iv) In case of change of residential addresses/contact details, the applicant shall promptly inform the same to the concerned Investigating Officer/SHO.

(v) The applicant shall not directly or indirectly try to get in touch with the complainant or any other prosecution witnesses or tamper with the evidence.

(vi) The applicant shall regularly appear before the trial Court.

7. The application is disposed of in the above terms alongwith the pending applications.

8. Needless to state that nothing observed hereinabove shall amount to an expression on the merits of the case and shall not have a bearing on the trial of the case as the same has been expressed only for the purpose of the disposal of the present bail application.

MANOJ KUMAR OHRI, J

NOVEMBER 13, 2024

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