

**IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH**

Sr. No.: 228

Criminal Miscellaneous No.M-9777of 2025**Date of Decision: May 19, 2025**Tarlok Chand

..... PETITIONER(S)

*VERSUS*State of Punjab

..... RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**PRESENT:** - Mr. R.D. Sharma, Advocate, for the petitioner.

Mr. T.P.S. Walia, AAG Punjab.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking bail pending trial in case FIR No.27 dated 26.12.2017 under Sections 420, 465, 467, 468, 471, 120-B IPC registered at Police Station, Dharkalan, District Pathankot.

2. Learned State counsel has produced Custody Certificate dated 17.05.2025 issued by Himanshu Goyal, Jail Superintendent, Pathankot. The same is taken on record. Registry to do the needful.

3. Allegations in brief are that petitioner along with co-accused (Jatinder Kumar) dishonestly induced Surinder Singh-informant/complainant to enter into an agreement to purchase land situated in Himachal Pradesh and pay Rs.45,20,000/-. Further alleged that neither sale-deed was executed; nor the money was returned.

4. Learned counsel contends that petitioner is in custody since 05.12.2024 and is suffering from various ailments. He submits that although, on previous occasion, petitioner was declared "proclaimed person"; but that *ipso facto* cannot be a ground to deny him the concession of bail.

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5. *Per contra*, learned State counsel while opposing the prayer submits that allegations against the petitioner are serious in nature as he alongwith co-accused has duped the complainant to the tune of Rs.45,20,000/-.

6. Heard learned counsel for both sides and perused the paper-book.

7. Concededly, the FIR was registered in the year 2017 and since then petitioner had been evading the process of law. It is noteworthy that petitioner was declared a “proclaimed person” on 27.08.2018; thus, *prima facie*, there is no hesitation to observe that he has no respect for “the rule of law”.

8. Consequently, there is no option, except to dismiss the petition, “at this stage”.

9. Ordered accordingly.

10. Needless to say that above observations be not construed as an expression of opinion on merits of allegations, in any manner.

Pending application(s), if any, shall also stand disposed off.

19.05.2025
SN

(Mahabir Singh Sindhu)
Judge

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No