

STATE VERSUS DAULAT SINGH

Presence:

Shri Vikram Singh Negi, Advocate, counsel for the petitioner through voice call as video conferencing could not be matured.

Shri Rakesh Kumar, Public Prosecutor, for the State.

O R D E R

Heard. Allegations against the petitioner are that he alongwith his father Lakhbir Singh (non-applicant) duped complainant Rajinder Kaur for an amount of Rs.6 lakhs on the pretext of sending her son Tarlochan Singh to Cyprus. On such allegations, FIR No.239 of 2007, under sections 419/420/467/468/471/120-B of Indian Penal Code was registered against the petitioner and his father Lakhbir Singh. Apprehending his arrest, now petitioner seeks anticipatory bail, which is opposed by learned Public Prosecutor for the State.

It is disclosed that the petitioner could not be arrested and has remained fugitive for long time, due to which he has already been declared proclaimed offender. In case titled “**Lavesh Versus State (NCT of Delhi) (2012) 8 SCC 730**”, the Hon’ble Supreme Court of India, has held that proclaimed offender is not entitled for anticipatory

bail. Secondly, allegations against the petitioner are also of serious nature. He alongwith his co-accused duped complainant Rajinder Kaur of an huge amount of Rs.6 Lakhs. So, without meaning any expression on the merits of case and keeping in view the serious allegations against the petitioner, I am not inclined to invoke my extra ordinary powers under section 438 of Cr.P.C. to bestow benefit of anticipatory bail to him. Therefore, the present anticipatory bail application is dismissed. Trial court record be returned. File be consigned to record room.

Date of Order: 19.08.2020.

(B.S.Sandhu)
Sessions Judge, Amritsar
(UID No:PB0026)

Pardeep Kumar
Stenographer Grade-I