

**IN THE COURT OF SH. RAKESH GUPTA
ADDL. SESSIONS JUDGE, BATHINDA.**

CNR No. PBBT01-007535-2020
CIS No. BA 3126-2020
Decided on: 16.11.2020

Ranbir Singh son of Manjit Singh, resident of Street No.9, Basant Vihar,
Bathinda, now on parole from 21.04.2020.

.....Accused-Petitioner

Versus

State of Punjab

.... Respondent.

**FIR No. 233 Dated 27.10.2020
Under Section 420 IPC
P S : Canal Colony Bathinda.**

.....

Bail Application under Section 438 Cr.P.C.

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Present: Sh.H.S.Khosa(through VC),counsel for the applicant/petitioner.
Sh.Amarjeet Syal, Addl. PP for the State

O R D E R

This order of mine will dispose of an application for anticipatory bail filed by the applicant-accused, in the above noted FIR.

2. Notice of the application was issued to the respondent/State, Sh.Amarjeet Syal, Addl.P.P is present and opposed the same.

3. **I have heard learned counsel for accused/applicant, Addl.P.P for the State and gone through the file, minutely.**

4. Learned counsel argued that applicant/petitioner is innocent and has falsely been implicated in the present case which relates to the year 2014. He asserted that there is nothing to assume as to why the complainant remained mum for about 05 years. He further asserted that applicant/petitioner is now on parole on the basis of his good conduct but has been involved in the present FIR which is quite vague who is ready to join the investigation and to co-operate in the same.

5. Record transpires that one Mandeep Singh son of Tejinder Singh resident of Bathinda, gave an application against the applicant/petitioner for having cheated him and his relatives which allegations were

Rakesh Gupta
Addl.SJ Bathinda.

Pardeep Kumar S.G.I

inquired by the DSP (D) Bathinda, who found that the complainant and his relatives, on the asking of applicant/petitioner Ranbir Singh, had invested Rs.49 lacs in his company which were to be returned along with interest. In that regard, applicant/petitioner had issued him various cheques which were dishonoured. The inquiry further revealed that Ranbir Singh, had got invested that money from the complainant and his friends as well as relatives with the promise that same will be doubled and in this manner, had committed cheating to the tune of Rs.49 lacs. After seeking opinion from the District Attorney, the present FIR was lodged against him.

6. The above allegations against the applicant/petitioner are serious in nature who allegedly induced the complainant and his relatives to invest Rs.49 lacs in his company with the assurance that they will get double the amount but failed to return the same. Merely because the complainant reported the matter to the police after 05 years is no ground to grant concession of anticipatory bail to the applicant/petitioner. The fact also remains that applicant/petitioner had issued various cheques to the complainant and his relatives but those have also been dishonoured. Record further shows that as per report (produced by ASI Sukh Ram) 06 more cases (all under Section 420 IPC) have been registered against the applicant/petitioner. Heavy amount is involved in this case. The investigation is at the initial stage. For recovery of the amount of cheating and for further progress of the investigation, custodial interrogation of the applicant is utmost essential. Hence, no benefit for the contentions advanced by learned counsel for the petitioner can be extended to him.

7. **Thus, keeping in view the above nature of allegations, stage of investigation, antecedents of applicant and finding his custodial interrogation necessary, discretionary relief of anticipatory bail should not be extended to the applicant-petitioner. Hence, the instant bail application is hereby dismissed.**

Nothing expressed herein-above, shall be construed as an expression of my opinion, on the merits of the main case.

File be consigned to the record room.

**Pronounced.
Dated:16.11.2020**

Pardep Kumar,SG-I

**(Rakesh Gupta),
Addl. Sessions Judge,
Bathinda. PB0124**

Rakesh Gupta
Addl.SJ Bathinda.

Pardeep Kumar S.G.I

Ranbir Singh Vs. State of Punjab

BA No.3126

CNR NO.PBBT01-007535

Present: Sh.H.S.Khosa(through VC),counsel for the applicant.
Sh.Amarjeet Syal, Addl. PP for the State

ASI Sukh Ram , is present and produced the report and
Police Record.

Arguments heard. Vide separate order of even date, the bail
application under Sec. 438 Cr.PC filed by the applicant has been
dismissed.

File be consigned to the record room.

Pronounced.
Dated: 16.11.2020

(Rakesh Gupta),
Addl. Sessions Judge,
Bathinda. UID No.PB0124

Pardeep Kumar
stenographer-I