

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 381 of 2015

Chandan Rana @ Chandan Kumar Petitioner
-V e r s u s -
State of Jharkhand Opposite Party
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CORAM: - HON'BLE MR. JUSTICE D. N. UPADHYAY

For the Petitioners : Mr. A.K. Agarwal, Advocate.
For the State: : APP.

05/29.04.2015 Heard the parties.

The petitioner is accused in connection with Chandwa P.S. Case No. 111/14 [G.R. No. 803/2014], pending in the Court of ACJM, Latehar.

It reveals from the written report that petitioner being an agent of M/s. Good Luck Infrazone & Advertiser Pvt. Ltd. has realised money from the people after assuring them to provide good return. It is further alleged that Company is indulged in doing business of chit fund and money investment without being any authority either from Reserve Bank of India or SEBI.

It is submitted that petitioner is agent of the Company who has been dealing in readymade garments and other articles. It is incorrect to say that the Company has been doing chit-fund business. The premises of the petitioner was searched without having any authority warrant issued from competent court.

Learned counsel appearing for the State has opposed the prayer.

Considering the allegations as it appears from the written report, I don't feel inclined to give benefits of Section 438 Cr.P.C. to the petitioner abovenamed. Consequently, the petition stands dismissed.

(D. N. Upadhyay, J.)