

GIB/RJ/ABHISHEK SINGHAL/17.05.2021/HC-223

High Court Category : BAIL APPLICATION

State : Rajasthan

Order No.: GIB/RJ/ABHISHEK SINGHAL/17.05.2021/HC-223

Name of Entry :
ABHISHEK SINGHAL

Date : 17-05-2021

Breif Issue :

FACTS AND ISSUE OF THE CASE:

In this case counsel for the petitioner, submits that the petitioner, Abhishek Singhal has been falsely implicated in this matter and the petitioner is a chartered accountant by profession and he is not liable for the offences committed by co-accused persons. Counsel further submits that the maximum sentence for the offences alleged against the petitioner is five years and the petitioner is in custody since February 19, 2021 and conclusion of trial may take a long time.

Learned counsel appearing on behalf of the respondent-Department has opposed the bail application on the ground that the petitioner is the main accused who is absconding and he has got registered 38 fake firms. Counsel further submits that allegation against the petitioner is of availment bypassing of ITC wrongfully to the tune of Rs.6,36,32,492/- by creating 38 fake firms. Counsel further submits that the petitioner has absconded for about one year.

Decision of Advance Ruling Authority :

DECISION:

This bail application filed on behalf of the petitioner deserves to be dismissed; for the reasons, firstly, the petitioner failed to appear before the Department while notices were issued to him, secondly, even after filing of complaint before the learned Trial court, he remained absconded for about one year and thirdly, the petitioner is a chartered accountant, who is master mind of the crime and he has created 38 fake firms and availed ITC wrongfully to the tune of ? 6,36,32,492/-.

No case is made out to release the petitioner on bail under Section 439 Cr.P.C. - Bail application dismissed.