

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND  
HARYANA AT CHANDIGARH**

**CRM-M-3406-2020  
Date of decision: 06.02.2020**

**Rajesh and another**

**...Petitioners**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Rajesh Bansal, Advocate  
for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana.

**ARVIND SINGH SANGWAN, J. (Oral)**

The petitioners, who are real brothers, pray for grant of anticipatory bail in FIR No. 555 dated 07.08.2019, registered under Sections 406, 420, 467, 468, 471 and 506 of the IPC and Section 24 of the Immigration Act, 1924 at Police Station Gharaunda, District Karnal.

As per the allegations in the FIR, registered at the instance of complainants Mohit and Phool Singh, it is stated that petitioners, along with co-accused Surya @ Monu, Shekhar and Sanjeev, have committed cheating with them as the accused persons have taken Rs. 20 Lakh from complainant Mohit on the pretext of sending his brother and son, namely Vikas and Vikrant, to Canada. In the FIR, complete details of handing over the money, documents etc. are given and with regard to allegations against the petitioner, it is stated that accused No. 1 Surya @ Monu informed the complainant Mohit that petitioner No. 1 Rajesh will meet him at Delhi.

When the complainant reached Delhi, accused persons, including petitioner No. 1 Rajesh, met him and took the brother and son of complainant to Vietnam, where, they were put under pressure to bring more money. Then, accused No. 3 Sanjeev also reached Vietnam and assured that they will be sent to Canada and in that process, they were given bogus tickets. It is further alleged in the FIR that thereafter, co-accused Surya @ Monu came to their house and demanded more money. It is further stated in the FIR that complainant Mohit sold his land on 22.02.2019 to one Naresh for a sum of Rs. 25,50,000/- in compulsion and complainant Phool Singh has also given Rs. 20,00,000/- to accused persons by borrowing the same from the relatives. Thereafter, on the asking of co-accused Surya @ Monu, the complainants went to the house of petitioner No. 2 Krishan along with Sarpanch of the village and some other persons, where father of the petitioners and wife of Krishan as well as their uncle Hawa Singh were also present, who were also involved in cheating the complainants. All the accused persons stated that if the aforesaid persons are not able to go to Canada, their money will be returned. It is further stated in the FIR that accused persons, in conspiracy with each other, have cheated the complainants.

Learned counsel for the petitioners has submitted that primary allegations are against co-accused Surya @ Monu, to whom, the money was handed over and there is no direct allegation against the petitioners.

Learned counsel for the petitioners further submitted that even the petitioners were cheated by co-accused Sanjeev and Shekhar as they have also given money to them.

Learned State counsel, on instructions from ASI Raj Kumar, has, however, opposed the prayer of the petitioners on the ground that both the petitioners were actively involved in commission of crime as petitioner No. 1 accompanied the victims to Vietnam, where co-accused Sanjeev also reached. The petitioners, by forging the tickets and Visas, have allured he complainants to party away their huge money and there is sufficient evidence with the Investigating Officer, wherein it has come that the money was given to the petitioners.

After hearing learned counsel for the parties, I find no ground to grant anticipatory bail to the petitioners considering the serious allegations against them.

Petition stands dismissed.

06.02.2020  
*Waseem Ansari*

(ARVIND SINGH SANGWAN)  
JUDGE

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*