

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3633-2020 (O&M)

Date of decision: 03.02.2020

Rajinder Singh Karotana

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Sidhu, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Ms. Jaspreet Kaur Bhangoo, Advocate for the complainant.

ARVIND SINGH SANGWAN, J.

Prayer in this petition is for grant of anticipatory bail in FIR No.0013 dated 11.02.2019 under Sections 420 & 120-B IPC, registered at Police Station Fatehgarh Churian, District Batala.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Daljinder Singh, the petitioner and other accused have committed the cheating with him to the tune of Rs.13,20,000/- on the pretext of sending him abroad, by giving fake visa and fake tickets of Canada. It is further alleged by the complainant that one Amit Puri has opened a fake office in the name of Shivay Education Consultation and sister of the complainant, namely Harpreet Kaur gave her passport and Rs.13.20 lacs, but a fake visa of Canada was issued and thereafter, no amount was returned.

Learned counsel for the petitioner has argued that in fact, the

entire allegations are against Amit Puri, who has compromised the matter with the complainant and has returned some amount.

In reply, learned State counsel, on instructions from ASI Varinder and assisted by learned counsel for the complainant, has, however, opposed the prayer for bail on the ground that the petitioner has also received some amount, but he issued two cheques of Rs.50,000/- each to the complainant for returning the amount and also promised to return some other amount, however, he failed to do so. Learned State counsel has submitted that there are other complaints against the petitioner.

After hearing learned counsel for the parties, considering the fact that there are direct allegations against the petitioner, of cheating and misappropriation of money of the complainant, I find no merit in the present petition.

Mere fact that one of the co-accused Shilpa, wife of Amit Puri, was granted the concession of anticipatory bail, as she returned some money back to the complainant, is no ground to grant similar concession to the petitioner, as the allegations are not only of obtaining Rs.13.20 lacs from sister of the complainant in three installments, but also providing fake visa and fake tickets.

Therefore, finding no ground to grant anticipatory bail to the petitioner, present petition is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

03.02.2020
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Whether speaking/reasoned Yes/No

Whether reportable Yes/No