

CRM-M-16527-2020

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

**CRM-M-16527-2020
Date of Decision: 10.07.2020**

Mahant Prashant Puri

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ankur Lal, Advocate,
for the petitioner.

Mr. Sukhdeep Singh Parmar, DAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

Case is being taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case FIR No.151 dated 20.03.2020, registered at Police Station Civil Lines, District Karnal, under Sections 328, 406, 420, 506 and 120-B IPC.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the above-noted FIR. Besides, there is an inordinate unexplained delay in lodging the FIR inasmuch as the alleged incident is of 05.10.2019, whereas the FIR had been registered on 20.03.2020. Still further, it is contended that the complainant has indicted the petitioner with the allegations that the petitioner had played a key role in getting the fake gold brick sold to him, but no such item was produced by the complainant during the investigation. Yet further, though the

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complainant had alleged that he had given an amount of Rs.86 lakh for the purchase of the said gold brick, it could not be deciphered as to where he had arranged the said amount from. Thus, the entire FIR qua the petitioner is a result of concoction, deliberations and consultation.

On the other hand, the learned State counsel submits that the petitioner being the key conspirator in the matter, does not deserve the concession of regular bail and there is every chance of his manipulating with the key evidence, if released on bail.

I have heard the learned counsel for the parties.

Indisputably, the petitioner does not deny him being an introducer of Satish (father of the complainant) to accused-Naresh alias Rajesh and another person known as doctor. The said two persons are co-accused in the above-noted FIR. As per the allegations contained in the FIR, the gold brick ultimately turned to be a fake one and when the complainant asked for the return of the said amount of Rs.86 lakh, the accused demanded more money to give him the real gold brick. Thus, the culpability of the crime and premeditation of the minds, both are present at all levels of the crime.

Still further, it is clear from the FIR that on the asking of the accused, the complainant had taken Rs.86 lakh from his house and when the accused took him to Gharaunda side, there a Muslim boy was standing on the road with a gold brick. The accused took the said gold brick and shown it to the complainant but at the same time, they had administered the complainant some intoxicant and asked the complainant to give the said

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amount of Rs.86 lakh to the Muslim boy, and further told the complainant that they would sell the said brick in Chandigarh. On the way to Chandigarh, when they reached Lalru, accused-Naresh told him about the gold brick being a fake one. Learning this, the complainant got shocked and the accused turned the car back towards Gharaunda. On reaching there, they met the Muslim boy and showed him the gold brick to which he said that he would give them another gold brick. The complainant asked for the return of the money but the accused did not pay any heed to it.

Thus, the allegations regarding the connivance and conspiracy between and by the accused, being serious in nature, I do not find any ground to grant the concession of regular bail to the petitioner.

Therefore, finding no merit in the present petition, the same is dismissed.

10.07.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No