

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

CRM-M-21777-2020 (O&M)
Date of Decision: 25.09.2020

Baba Virender Kirpal Puri

.....Petitioner

Versus

State of Haryana

....Respondents

CORAM: Hon'ble Mr. Justice Harnaresh Singh Gill

Present: Mr. Rishu Mahajan, Advocate, for the petitioner.

Mr. Tarun Walia, AAG, Punjab.

Mr. Raghav Sharma, Advocate,
for the complainant.

Harnaresh Singh Gill, J.

Case is taken up for hearing through Video Conferencing.

The petitioner seeks grant of anticipatory bail in case bearing FIR No.363 dated 13.07.2020 registered under Sections 406, 420, 506, 120-B IPC at Police Station Shahabad, District Kurukshetra.

Learned counsel appearing for the petitioner contends that the petitioner has falsely been implicated in the above noted FIR; that as a matter of fact, the petitioner is a saint and often holds public gatherings (satsang) at Ludhiana and that the present FIR is a counterblast to the complaint filed by the petitioner's mother with the police against the complainant. It is further submitted that neither any amount in cash has ever been paid to the petitioner by the

complainant nor any such amount has been transferred in the bank accounts of the persons named in the FIR.

On the other hand, learned State counsel assisted by the counsel for the complainant, while vehemently opposing the prayer made in the present petition, has contended that the petitioner has duped the complainant of a huge amount of more than Rs.15 lacs on the allurements of obtaining a work Visa for her family in Canada. It was at the asking of the petitioner that a sum of Rs.10 lakh had been deposited by the complainant on different dates in the bank accounts of different persons, as mentioned in the FIR. Besides, a sum of Rs.4,75,000/- in cash was paid by the complainant to the petitioner. Apart from the said amount, process fee to the tune of Rs.2400 Canadian Dollars (CAD) [Rs.1,36,592/-] had also been paid through the credit card of the petitioner's father-in-law. It is, thus, submitted that the custodial interrogation of the petitioner is necessary.

I have heard the learned counsel for the parties.

Though the petitioner has denied the aforesaid allegations, yet there is no decipherment on behalf of the petitioner as regards not having received the amount on different dates in the names of different persons and in cash as well, as alleged in the FIR by the complainant. It is only averred that no amount had been received in the account(s) of the petitioner or the other persons. However, no account details of the said persons or the petitioner have been

enclosed with the present petition in support of such assertion. Similarly, the complainant has specifically alleged in the FIR that she after having sold her gold ornaments, had paid an amount of Rs.4,75,000/- in cash to the petitioner and process fee of Rs.1,36,592/- was also paid through the credit card of her father-in-law. During the inquiry conducted by the Deputy Superintendent of Police, Pehwa, the complainant in her statement stated that her father Paramjit Singh had been the follower of Anami Dera, Ludhiana, being run by the petitioner, for the last 20 years and during her and husband's visit to said Dera, the petitioner had assured to send them Canada and said that the expenses therefor would be Rs.15 lakh. Thus, a complete chain of events of inducement and misrepresentation leading to the duping of the complainant by the petitioner, has been given in the FIR.

The allegations against the petitioner are serious in nature and thus, the custodial interrogation of the petitioner is necessary.

No case is made out for grant of anticipatory bail to the petitioner.

Hence, the present petition is dismissed.

25.09.2020
ds

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No