

IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH

102

CRM-M-43761-2023 (O&M)

Date of Decision: 06.09.2023

HARPREET SINGH @ HARPREET SINGH TOOR

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Lupil Gupta, Advocate
for the petitioner.

HARNARESH SINGH GILL, J.(Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.83 dated 21.08.2023, registered under Sections 420, 406, 120-B IPC, at Police Station Sadar Moga.

Learned counsel for the petitioner submits that the petitioner has falsely been involved in the present case by the complainant, in connivance with Ajit Pal (commission agent) and that the complainant, in his statement got recorded during investigation, has stated that he has handed over the cheques to the petitioner in order to operate his agricultural limit account, whereas there is no such allegation raised in the FIR. Rather, in the FIR, it has been stated that the cheque book of the complainant was got lost.

I have heard the learned counsel for the petitioner.

The complainant is a Non-resident Indian and having an account bearing No.35733896707 with State Bank of India, Khosa

Pando. From the said Bank, the complainant had raised a limit on his agricultural land and got issued a cheque book in his name. The complainant appended signatures on some blank cheques. Thereafter, in December, 2022, when the complainant returned to India, he came to know about some transactions being done in his bank account by one Ramandeep Kaur and Sharandeep Kaur, her daughter. On inquiry, the complainant came to know that an amount of ₹9,45,000 was transferred in the account of Ramandeep Kaur, with whom he has no acquaintance. Further, he came to know that bank has issued notice on 10.01.2023 regarding non-payment of ₹10,98,839.

As per the contents of the FIR and investigation conducted thereafter, it was the petitioner who got transferred the amount of ₹9,45,000 in the account of Ramandeep Kaur, who further misappropriate the same. Even Sharandeep Kaur (daughter of Ramandeep Kaur) had tried to transfer some amount in her account. The said amount was withdrawn by the petitioner.

In view of the above, the active participation of the petitioner, in the crime, is evident and his custodial interrogation is required.

Dismissed.

06.09.2023

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>