

S. No.103

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16149 of 2024

Date of Decision:04.04.2024

Diksha Thakur

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Navraj Singh Mahal, Advocate for the petitioner.

DEEPAK GUPTA, J.

By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in case FIR No.15 dated 23.02.2024 registered under Sections 406, 420 and 120-B IPC at Police Station Lohian, District Jalandhar (Rural), Punjab.

FIR was registered on the complaint of Harpreet Kaur, wife of Hardeep Singh against M/s Dream Come True Partners, namely, Vikas Thakur, Rahul Thakur and Diksha (petitioner) regarding cheating to the tune of ₹26,20,000/- on the pretext of sending her abroad. It was alleged that on watching an advertisement of M/s Dream Come True Partners, she approached them along with her husband at their office at Delta Chamber., Civil Lines, Jalandhar. Petitioner and co-accused demanded 28-29 lakhs from her apart from the embassy fee. Previously, an amount of ₹5,70,000/- along with the documents was taken from the complainant and an agreement was executed between the parties whereby accused promised the complainant to send her abroad within six months. Another amount of ₹12 lacs was charged on 04.12.2020. The accused also received amount from

CRM-M-16149 of 2024

time to time. Total amount of ₹26,20,000/- was received but till date complainant was not sent abroad and thus she had been cheated.

It is contended by learned counsel that the petitioner has been falsely implicated; that no specific role is attributed to the petitioner and that petitioner was married with Rahul Thakur in 2023 and not at the time of alleged occurrence. She is presently pregnant. It is also stated that an amount of 7,00,000/- has already been returned to the complainant.

Learned counsel also submits that the petitioner is ready to join the investigation and so, she be allowed anticipatory bail.

On advance notice, Mr. Sahil R. Bakshi, AAG, Punjab has appeared and submits that as per the FIR version, the amount of ₹12 lakhs was paid on 04.12.2020 to Vikas Thakur in the presence of the petitioner and Rahul Thakur and they had supplied a receipt to the petitioner.

Learned State Counsel also submits that custodial interrogation of the petitioner will be required to unearth the entire truth.

After hearing submissions of both the sides, this Court is not inclined to grant the benefit of anticipatory bail to the petitioner.

Having regard to the nature of the crime committed by the petitioner along with co-accused and the attribution made to her as the cheated amount had been paid to all the accused including the petitioner, no ground for anticipatory bail is made out.

Dismissed.

April 04, 2024
renu

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No