



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

110

CRM-M-28533-2024

Date of Decision.:30.05.2024

Raj Kumar

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Arjun Atri, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.53 dated 04.05.2024 under Sections 406, 420, 506, 120-B of the IPC registered at Police Station Naggal, District Ambala.

2. FIR has been lodged on the complaint of Dalip Singh resident of Village Udaipur, District Ambala, whose two sons Gurpreet Singh and Mandeep Singh are residing abroad. He wanted to send his daughter-in-law Kulwinder Kaur in January, 2023 to USA. His another relative Saravjit Kaur also wanted to go to America. Complainant contacted petitioner Raj Kumar, who runs his clinic in the village itself and who assured to arrange sending Kulwinder Kaur and Saravjit Kaur to America and demanded ₹70,00,000/-. Trusting the petitioner, complainant and Balwinder Singh (father-in-law of Saravjit Kaur) paid ₹10,00,000/- and the copies of the passports and other

**CRM-M-28533-2024****-2-**

documents to the petitioner on 11.10.2023. On the asking of the petitioner by way of a whatsapp message, an amount of ₹4,50,000/- was transferred in the account of Gurpreet Singh and another amount of ₹8,00,000/- was transferred in the account of Ajay Singh and ₹50,000/- in the account of the petitioner. However, later on neither the daughter-in-laws of the complainant nor that of Balwinder Singh were sent to America. Amount was not returned. Realizing that they had been cheated, complainant lodged the FIR.

3. It is contended by learned counsel that petitioner has been falsely implicated; that he is not the main accused as the amount was transferred in the accounts of Gurpreet Singh and Ajay and that only ₹50,000/- was transferred in the account of the petitioner. Learned counsel submits that petitioner is even ready to return the amount of ₹50,000/- and that he is ready to join the investigation.

4. Notice of motion.

5. Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent- State.

6. Learned State counsel strongly opposed the bail petition by submitting that it is the petitioner who was known to the complainant and it is by believing his representation that complainant deposited the amounts in the accounts of the co-accused. It is the petitioner who had assured the complainant to arrange for sending of his daughter-in-law and Saravjit Kaur to America. Learned State counsel submits that custodial interrogation of petitioner is required to unearth the entire truth.

CRM-M-28533-2024

-3-

7. After hearing both the sides, and considering the nature of allegations against the petitioner, this Court is not inclined to grant benefit of anticipatory bail to the petitioner as his custodial interrogation will be necessary.

Dismissed.

(DEEPAK GUPTA)
JUDGE

May 30, 2024
Neetika Tuteja

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