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**FINAL REPORT**  
(Under Section 173 Cr.P.C)

**IN THE COURT OF HON'BLE SPECIAL JUDGE, CBI, PUNE**

- (1) Name of the Branch- **CBI/SCB/MUMBAI**,  
FIR No. - **BS1/2010/S/0005**, Year **2010**,  
Date- **12/05/2010**.
- (2) Final Report/ Chargesheet No. 01/2011 (3) Date 07/03/2011
- (4) (i) Act - **INDIAN PENAL CODE**, Sections **120-B** r/w  
**363, 383, 403, 405, 420,**  
**467, 468 and 471,**
- (ii) Act - **P. C. ACT 1988**, Sections - **13(2) R/W 13(1)**  
(d)
- ✓
- (5) Type of Final Form/Report- **Charge Sheeted/** Not Charge  
sheeted for want of evidence/FR undetected/FR untraced/FR  
offence abated/FR Unocured (tick applicable portion)

**CHARGE SHEETED**

- (6) If Final Report Unocured- False/Mistake of fact/Mistake of  
Law/Non-cognizable/Civil Nature: **NA.**

(7) If Chargesheeted: **Original/Supplementary** **Original**  
(tick applicable portion)

(8) Name of the I.O- **Mr. S. Bhattacharya,**  
Rank - **PI, CBI/SCB/Mumbai.**

(9) (a) Name of the Complainant/ Informant: - **Hon'ble High Court's Directions in Writ Petition No. 1945 of 2006 and Writ Petition no. 494 of 2007 for further enquiry and the conversion Report of PE 01(S)/2007-Mum.**

(b) Fathers/Husbands Name- **NA.**

(10) Details of Properties/Articles/Documents recovered/seized during the investigation and relied upon (separate list can be attached, if necessary).

**AS PER ANNEXURE- I**

(11) Particulars of accused persons charge sheeted (use separate sheet for each accused) :-

ACCUSED NO. I

- (i) Name: **Mr. Joginder Singh Bhasin**, Whether verified- **Yes**.
- (ii) Father's Name **S/o- Late Sardar Ujagar Singh**,
- (iii) Date/Year of Birth- **07/12/1939**,
- (iv) Sex - **Male** (v) Nationality- **Indian**, (vi) Passport No. **Not available**. Date of issue- **Not available**, Place of issue- **Not available**.
- (vi) Religion- **Sikh**, (vii) Whether SC/ST/OBC- **Not Known**
- (ix) Occupation- **Businessman**.
- (x) Address- **18, Dr. Coyaji Road, Pune- 411001, Maharashtra**.  
Whether verified - **Yes**.
- (xi) Provisional Criminal No. **NA**
- (xii) Regular Criminal No. (if known)- **NA**
- (xiii) Date of Arrest -**09/08/2010**.
- (xiv) Date of release on bail - **17/08/2010**.
- (xv) Date on which forwarded to Court - **10/08/2010**,
- (xvi) Under Acts & Sections- **U/s 120-B r/w 363, 383, 403, 405, 420, 467, 468 and 471 of IPC and 13(2) r/w 13(1) (d) of P. C. Act 1988**.
- (xvii) Name (s) of bailers/sureties and address- **Not Known**,
- (xviii) Previous convictions with case reference- **Not Known**,
- (xix) Status of the accused - **Bailed by Court**,  
(Forwarded/Bailed by Police/Bailed by Court/Judicial Custody/Absconding/Proclaimed offender)

ACCUSED NO. II

(i) Name: - **Smt. Mahinder Bhasin, W/o Shri Joginder Singh Bhasin**  
Whether verified - **Yes.**

(ii) Father's Name - **Sardar Kartar Singh Anand,**

(iii) Date/Year of Birth - **01/07/1943,**

(iv) Sex- **Female,** (v) Nationality- **Indian,** (vi) Passport No.- **NA.**

Date of issue- **NA,** Place of Issue- **NA,**

(vii) Religion- **Sikh,** (viii) Whether SC/ST/OBC - **Not Known.**

(xvi) Occupation- **House wife.**

(xvii) Address- **18, Dr. Coyaji Road, Pune- 411001, Maharashtra.**

Whether verified- **Yes.**

(xviii) Provisional Criminal No. **Nil.**

(xix) Regular Criminal No. (if known)- **NA,**

(xx) Date of Arrest- **Not Arrested.**

(xxi) Date of release on bail- **NA.**

(xxii) Date on which forwarded to Court- **NA.**

(xx) Under Acts & Sections- **120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1)(d) of P.C. Act, 1988,**

(xxi) Name (s) of bailers/sureties and address- **NA.**

(xxii) Previous convictions with case reference- **NA.**

(xxiii) Status of the accused- **Forwarded,**

(Forwarded/Bailed by Police/Bailed by Court/Judicial  
Custody/Absconding/Proclaimed offender)

ACCUSED NO. III

- (i) Name: **Mr. Gurupreet Singh Bhasin**, Whether verified - **Yes**,
- (ii) Father's Name- **Mr. Joginder Singh Bhasin**,
- (iii) Date/Year of Birth- **10/06/1968**,
- (iv) Sex- **Male** (v) . Nationality- **Indian** (vi) Passport No.- **NA**,  
Date of issue- **NA**, Place of issue- **NA**,
- (vii) Religion- **Sikh** (viii) Whether SC/ST/OBC- **Not Known**,
- (ix) Occupation - **Businessman**,
- (x) Address- **18, Dr. Coyaji Road, Pune- 411001, Maharashtra**.  
Whether verified- **Yes**.
- (xi) Provisional Criminal No. **NIL**.
- (xii) Regular Criminal No. (if known) - **NA**.
- (xiii) Date of Arrest- **Not arrested**.
- (xiv) Date of release on bail: **NA**,
- (xv) Date on which forwarded to Court -- **NA**,
- (xvi) Under Acts & Sections- **120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1)(d) of P.C. Act, 1988**,
- (xvii) Name (s) of bailers/sureties and address- **NA**,
- (xviii) Previous convictions with case reference- **NA**,
- (xix) Status of the accused- **Forwarded**.  
(Forwarded/Bailed by Police/Bailed by Court/Judicial  
Custody/Absconding/Proclaimed offender)

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ACCUSED NO. IV

- (i) Name :- Mr. Vasudev Gangadhar Darshane,  
Whether verified- Yes.
- (ii) Father's Name - S/o- **Late Gangadhar Govindo Darshane**
- (iii) Date/Year of Birth- **17/04/1951,**
- (iv) Sex- **Male,** (v) Nationality- **Indian,** (vi) Passport No.- **NA,**  
Date of issue- **NA,** Place of issue - **NA,**
- (vii) Religion- **Hinduism,** (viii) Whether SC/ST/OBC- **NA,**
- (ix) Occupation- **Superintendent Vasudev Babaji Navrange Balak Ashram, 431, Navi-Peth, Pandharpur, Dist- Solapur, Pin- 413304.**
- (x) Address- **Laxmi Kripa Society, Gati No. 101 B, Plot No-7, Ramkrishana Gruha Nikman Sahkari Santha, Mouze- Esbawi, Near Uma Nagar, Pandharpur, Dist- Solapur,**  
Whether verified- **Not verified,**
- (xi) Provisional Criminal No. **NA.**
- (xii) Regular Criminal No. (if known)- **NA.**
- (xiii) Date of Arrest- **Not arrested.**
- (xiv) Date of release on bail - **NA,**
- (xv) Date on which forwarded to Court- **NA,**
- (xvi) Under Acts & Sections- **120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1)(d) of P.C. Act, 1988,**
- (xvii) Name (s) of bailers/sureties and address- **NA,**
- (xviii) Previous convictions with case reference- **NA,**
- (xix) Status of the accused- **Forwarded,**  
(Forwarded/Bailed by Police/Bailed by Court/Judicial Custody/Absconding/Proclaimed offender)

ACCUSED NO. V

- (i) Name- **Shri Chandrasekhar Admane**, Whether verified- **Yes**,
- (ii) Father's Name- **Shri Baburao Admane** (iii) Date/Year of Birth- **07/08/1972**,
- (iv) Sex- **Male**, (v) Nationality- **Indian**, (vi) Passport No.- **NA**,  
Date of Issue- **NA**, Place of issue- **NA**,
- (vii) Religion- **Hinduism**, (viii) Whether SC/ST/OBC - **Not Known**,
- (xoxvix) Occupation- **The then Social Worker, Preet Mandir Unit-II, Kalyani Nagar, North Avenue, opp. to Ganpati Temple, Kalyani Nagar, Pune-6, presently working as Public Relation Executive, Pune Hospital & Research Centre, 27, Sadashiv Peth, Near Alka Takles, Pune- 30,**
- (xoxviii) Address- **G-404, Gangakunj Housing Society, Kalas, Malwadi, Vishrantwadi, Pune-15,** Whether verified- **No**,
- (xoxix) Provisional Criminal No. - **NA**,
- (xi) Regular Criminal No. (if known) - **NA**,
- (xii) Date of Arrest- **Not arrested**,
- (xiii) Date of release on bail- **NA**,
- (xiv) Date on which forwarded to Court- **NA**,
- (xoxi) Under Acts & Sections - **120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1)(d) of P.C. Act, 1988,**
- (xoxii) Name (s) of bailers/sureties and address- **NA**,
- (xoxiv) Previous convictions with case reference- **NA**,
- (xoxv) Status of the accused- **Forwarded**,  
(Forwarded/Bailed by Police/Bailed by Court/Judicial  
Custody/Absconding/Proclaimed offender)

ACCUSED NO. VI

- (i) Name:- **Mr. Jainendra Kumar Mittal**, Whether verified- **Yes**.
- (ii) Father's Name- **Sh. S. L. Mittal, (R)** Date/Year of Birth- **08/03/1956,**
- (iv) **Sex- Male,** (v) Nationality- **Indian,** (vi) Passport No.- **NA,**  
Date of issue- **NA,** Place of issue- **NA,**
- (vii) Religion- **Hinduism,** (viii) Whether SC/ST/OBC- **Not Known,**
- (xii) Occupation- **The then Chairman, CARA, New Delhi,**
- (xiii) Address- **Resident of A-25, Shakti Nagar, New Delhi-110007.**  
Whether verified- **No,**
- (xvi) Provisional Criminal No.- **NA,**
- (xvii) Regular Criminal No. (if known)- **NA,**
- (xviii) Date of Arrest- **No arrested,**
- (xlix) Date of release on bail - **NA,** Date on which forwarded to Court - **NA,**
- (xxxvi) Under Acts & Sections- **120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1)(d) of P.C. Act, 1988,**
- (xxxvii) Name (s) of bailers/sureties and address- **NA,**
- (xxxviii) Previous convictions with case reference- **NA,**
- (xxxix) Status of the accused- **Forwarded,**  
(Forwarded/Bailed by - Police/Bailed by Court/Judicial  
Custody/Absconding/Proclaimed offender)

CHARGE IN CBI/SCB/MUMBAI CASE NO. RC BS1/2010/5/0005

It has been revealed during investigation that during the period 2002 to 2010, Sh. Joginder Singh Bhasin, (A-1) Managing Trustee of "Balwant Kartar Anand Foundation" alias "Preet Mandir" had entered into criminal conspiracy with Smt. Mahinder Bhasin, (A-2) Trustee, Preet Mandir, Pune, Mr. Gurupreet Singh Bhasin (A-3), Trustee, Preet Mandir, Pune, Mr. Vasudev Gangadhar Darshane (A-4), Supdt. Navrange Balak Ashram, Pandharpur, Shri Chandrashekhar Admane (A-5), the then Social Worker, Preet Mandir, Pune, and Mr. J. K. Mittal (A-6), the then Chairman, CARA, New Delhi and collected the children of Maharashtra with a motive to send them for In-country & Inter-country adoption to extort huge money from the adoptive parents. Mr. Joginder Singh Bhasin (A-1) was also in illegal procurement of children and for this purpose he opened a rehabilitation centre at Sai Dham, Kanhe Phata, Pune during the year 2004. Mr. Joginder Singh Bhasin (A-1), Mr. Vasudev Gangadhar Darshane (A-4), Supdt. Navrange Balak Ashram, Pandharpur, Shri Chandrashekhar Admane (A-5), the then Social Worker, Preet Mandir, Pune had fraudulently kidnapped four children of Shri Ramesh Duttatraya Kulkarni, they had fabricated documents and illegally confined the four minors and then sent them in Inter-Country Adoption. Mr. Joginder Singh Bhasin (A-1) had fraudulently obtained the rejection slips from Indian parents and then forged these rejection slips with a motive to use these slips to send children in inter-country adoption. Mr. Joginder Singh Bhasin (A-1) extorted money from Indian parents for adoption in the form of donation. Mr. J. S. Bhasin (A-1), Smt. Mahinder Bhasin(A-2) and Mr. Gurupreet Singh Bhasin (A-3) had misappropriated the orphanage fund for their own use during the period 2002 to 2010 by availing the payment of the Credit Card Bills raised due to use of

their credit cards issued in personal names. Mr. J. S. Bhasin (A-1) had vastly misappropriated the Trust funds for his own personal ends in the purchase of luxury goods, air travels and stay in five star hotels. Mr. J. S. Bhasin (A-1) and his wife Smt. Mahinder Bhasin (A-2) had also diverted the Trust Fund of Preet Mandir to their personal Accounts for own use. Mr. J.K. Mittal (A-6), being an important person in CARA, has habitually accepted considerations from Mr. J. S. Bhasin (A-1) with whom he was having official connections / dealings.

**DETAILS OF THE FINDINGS OF THE INVESTIGATION**

That, during investigation it has been revealed that the "Balwant Kartar Anand Foundation" alias "Preet Mandir" was registered with the Sub Registrar, Sadar, Kanpur, Uttar Pradesh vide the Deed No. 6390 dated 10.05.1990 (Bahi No. 4, Volume 79, Page 105 to 145) and subsequent correction Deed No. 23194 dated 09.10.1991 (Bahi No. 1, Volume 1172, Page 121-124). The Trust Deed of the Balwant Kartar Anand Foundation was registered under Article 64 of Indian Registration Act. It has been revealed that if the Trustees would like to make any modifications in the Trust Deed, then, they shall appear before the Sub Registrar and get it further registered for modification and a correction Deed to this effect shall be prepared and signed by the Sub-Registrar and the party. There is no provision in the Sub Registrar Office, Kanpur for receiving of Resolutions from the Trusts registered with them. It has been declared in the Trust Deed that Balwant Kartar Anand Foundation is registered as a Public Trust under Indian Trust Act.

That, during registration of the Trust the following persons were declared as Trustees of "Balwant Kartar Anand Foundation" alias "Preet Mandir" in the Trust Deed:- 1, Sardar Kartar Singh Anand, S/o Sardar Gulab

Singh Anand, R/o- 102, Harding Road, Kanpur, 2. Sardar Joginder Singh Bhasin (A-1) s/o Sardar Ujagar Singh, R/o 102, Harding Road, Kanpur, (Son-in-law of Sl. No. 1); 3. Retd. Lt. Col. K. L. Khetrapal, R/o- 75, Mira Society, Solabery Park, Pune (friend of Sl. No: 1, since expired), 4. Mr. Gurpreet Singh Bhasin (A-3) , S/o Sardar Joginder Singh Anand, R/o- 102, Harding Road, Kanpur, (Son of Sl. No. 2), 5. Mrs. Mohinder Bhasin (A-2), W/o Sardar Joginder Singh Bhasin, R/o- 102, Harding Road, Kanpur (wife of Sl. No. 2). At the time of formation of the trust, among many noble aims, one of the aims of the trust was to look after or adopt or give in adoption orphans unclaimed babies and to establish manage under the orphanages. Shri Sardar Kartar Singh Anand was the Managing Trustee and the said trust was functioning well till his demise. After his demise, Shri Joginder Singh Bhasin (A-1) became the Managing Trustee to run the activities of Balwant Kartar Anand Foundation which is also known as Preet Mandir.

That, there were about 11 Trustee members in "Balwant Kartar Anand Foundation" alias Preet Mandir during the FIR related period, details of which are as follows:- 1) Sh. Joginder Singh Bhasin (A-1), Managing Trustee, present address 18, Coyaji Road, Pune, 2) Sh. Gurpreet Singh Bhasin (A-3), S/o S. Joginder Singh Bhasin, 18, Coyaji Road, Pune (son of Sl. No. 1), 3) Mr. S.V. Desai (Retd. Judge), Plot No. 106, Sec-3, Kandivali West, Mumbai, 4) Mrs. Mohinder Bhasin (A-2) W/o S. Joginder Singh Bhasin, present address 18, Coyaji Road, Pune (wife of Sl. No. 1), 5) Ms. Sonu Bhasin, D/o Joginder Singh Bhasin, present address 18, Coyaji Road, Pune (daughter of Sl. No.1), 6) Mr. V.S. Gaitonde, Retired Commissioner Income Tax, Tejasvi, Mayur Colony, Pune, 7) Mr. D. P. Bhatia, Gera Harmony Society, Kalyani Nagar, Pune-6, 8) Mrs. Arvin Sethi, 7, Maqbol Road, Amritsar, Punjab (daughter of A-1), 9) Ms.

R/W Bhasin, W/o- Sh. Gurpreet Singh Bhasin, 18, Coyaji Road, Pune (Daughter in law of Sl. No. 1), 10) Mrs. Surekha Kate, Varsha Park Society, C-3, Banier Road, Pune, 11) Col. P. G. Rao, Retired, G-27, Salunkey Vihar, Pune-22. During the FIR related period the Balwant Kartar Anand Foundation @ Preet Mandir was managed and administered by the FIR named accused, Shri Joginder Singh Bhasin (A-1) in the capacity of the Managing Trustee.

**That, the Adoption Authorities/Agencies in India are as follows:-**

1. *Central Authorities in the countries who have ratified Hague Convention: - Involved in various functions as stipulated under Hague Convention on Inter-country Adoption. CARA being a central authority is functioning as nodal body in the country in the matter of adoption.*
2. *Foreign Adoption Agencies enlisted by CARA (EFAA):-There are 97 foreign adoption agencies enlisted by CARA for sponsoring applications of the prospective foreign adoptive parents for adoption of Indian children. These agencies prepare Home Study Reports of the foreign prospective adoptive parents and are responsible for all post-adoption follow-ups.*
3. *Indian Placement Agencies recognized by CARA (RIPA):-There are 72 RIPAs recognized by CARA. RIPAs are responsible for placement of children in domestic adoption as well as Inter-country adoption.*
4. *Adoption Coordinating Agencies recognized by CARA (ACA):- There are 17 ACAs in 15 States. These agencies are recognized by CARA for promoting domestic adoption. ACAs also issue clearance for cases of Inter-country adoption before the dossier is forwarded to CARA.*
5. *Child Welfare Committees (CWCs): These are statutory bodies constituted by State Govts. Which among other child welfare functions, declare the abandoned, surrendered and orphan children, legally free for adoption, as per procedure.*

That, the Preet Mandir-Unit-1, situated at No. 18, Coyaji Road, Pune and Preet Mandir-Unit 2 at Kalyani Nagar, Pune were such orphanage centre for

infants and children, besides Sai Dham, Kanhe, Phata at Tal. Mayal, Dist. Pune was rehabilitation centre for the distressed women. The units of "Balwant Kartar Anand Foundation" namely Preet Mandir-1 and Preet Mandir-2 soon became registered as voluntary agency duly approved by State Government and CARA, Ministry of Women and Child Welfare as an orphanage for children including in-country adoption and inter-country adoption.

That, as per guidelines of CARA, New Delhi the following Procedure is to be observed in In-country Adoption:- Firstly, the prospective Indian adoptive parents should register themselves with the local licensed Adoption Agency or Voluntary Coordinating Agency (VCA). The couple's interest in adoption and its decision to adopt is ascertained at this stage. Subsequently, the prospective adoptive parents submit the documents related to their financial and health status to the agency, then, a child is shown to the parents. The agency takes care to match a child meeting the description, if any, desired by the parents. Once a successful matching has been done, the agency then files a petition in the court for obtaining necessary orders. The fees, as prescribed by the Court, will be charged by the recognized agency for the cost of caring for the child and the legal procedures. The above process is normally completed in 6-8 weeks, once the child has been matched with the parents.

That, as per guidelines of CARA, New Delhi the following Procedure is to be observed in Inter-country Adoption:- All applications of prospective foreign adoptive parents are routed through the Foreign Agencies enlisted by CARA and processed by Recognized Indian Agencies. Only when all the efforts to place an Indian child (Orphan and Abandoned) in India is exhausted, the child is proposed for inter-country adoption. Clearance from local VCA is

required before matching the child with sponsored prospective adoptive parents. After matching of Child Study with the Home Study Report, the application with the entire set of documents are forwarded to CARA by the recognised Indian Agency for issuance of No Objection Certificate (NOC). The CARA examines all the documents before taking a decision on the NOC. Once the NOC is obtained, the Indian Placement Agency files petition in the Court. After court order the child gets the passport and visa and gets ready to travel with his / her adoptive parents.

That, the adoption cost for In-Country adoption from Indian Adoptive Parents has been decided by the Hon'ble Supreme Court of India and as per the CARA guidelines issued from time to time. As per CARA guideline for In-country Adoption-2004 (page-5), Para 1.1.6, has given details of the adoption costs to be charged from the Indian parents. It has been prescribed that the maintenance charges should not exceed Rs. 15000/- at the rate of Rs. 50/- per day from the date of admission to till the child is placed in pre- placement foster care. In case of special medical care, hospitalization charges subject to a maximum of Rs. 9000/- may be claimed on production of actual bills. Legal fees and scrutiny fees will be charged on actual. In addition to the above the agency can claim Rs. 200/- as registration charges in each case from adoptive parents and Rs. 1000/- for preparing Home Study Reports.

That, the adoption cost for Inter Country adoption recovered from Foreign Adoptive Parents (FAP) has been decided from time to time as per CARA guidelines. As per CARA guidelines 1995, Para 4.38 sub Para (ii) ...'the Indian Placement Agency processing the application of a foreigner for being appointed guardian should be entitled to recover from the foreigner, and processing it in court including legal expenses, administrative expenses.

preparation of child study report, preparation of medical and I.Q. reports, passport and visa expenses, and conveyance expenses and that such expenses may be fixed by the court at a figure not exceeding Rs. 6,000/-. Any increase in maximum recoverable expenses in this regard would be done only with the approval of the Supreme Court of India. In so far as the maintenance or medical expenses incurred by the Indian Placement agency running homes for children is concerned, they are entitled to receive reimbursement of such maintenance or medical expenses from the foreigner taking the child in adoption at a figure not more than Rs. 78/- per day per child from the date of selection of the child by the adoptive parents after they are appointed as guardians.....

That, the Revised Guidelines for Adoption from India - 2006, bearing No. 4-1/2003-CARA, was published in the Gazette of India, Extraordinary dated 02/03/2006 and it was effective from the date of Notification. The main aim of CARA, New Delhi is to facilitate the adoption of as many Indian children as possible who would benefit from adoption and to ensure that number of eligible children are available for adoption without Prospective Adoptive Parents having to endure unnecessary onerous requirements, unreasonable delays and illegal demands. As per Para 5.17 Page 16 of CARA guidelines - 2006, the recovery of costs in case of Inter country adoption has been amended that.... "An adoption fee of a fixed amount of USD 3500/- or its equivalent in Indian rupees will be payable by the foreign adoptive parents to the Recognized Indian Placement Agencies (RIPA) through EFAA or a Central Authority. This fee will include the cost involved in providing quality child care, medical and legal services, passport, visa, payment towards professional staff, monitoring, correspondence, preparation of child study

reports, medical reports, etc. Vide sub Para (b) (i) it is cleared that... If it comes to CARA's notice that any RIPA charges more than the prescribed fees or tries to financially exploit the sponsoring agency/adoptive parents, CARA may after giving an opportunity to such agency to explain its position, suspend or withdraw its recognition as well as recommend criminal prosecution to the State Govt. as per Law ..."

That, as per CARA guidelines the child over six years, siblings, children of special needs are not required ACA clearance for their Inter Country Adoption. Both of the husband and wife are to sign the Relinquishment Deed if they want to relinquish any child and if any of them is died then death certificate in support at the time of relinquishment. If there is any police complaint or Court matter is pending, then also child cannot be relinquished or declared destitute.

That, during investigation it has been revealed that Balwant Kartar Anand Foundation @ Preet Mandir is maintaining several Bank accounts with Union Bank of India, Punjab National Bank & other Banks for carrying out the day to day activity of the Trust. All of the trust account opened in the name of "Balwant Kartar Anand Foundation", Shri Joginder Singh Bhasin (A-1) alongwith the other Trustees are the signatory in those accounts.

That, "Balwant Kartar Anand Foundation" @ Preet Mandir, Pune is maintaining six bank accounts with Union Bank of India, Camp Branch, Pune. The accused Mr. J. S. Bhasin, (A-1) being the Managing Trustee of the Trust, stands as a common signatory of all accounts. The accounts maintained with the Union Bank of India, Camp Branch, Pune are as follows:-

Account No.	Account standing in	Purpose of the account	Authorised Signatory for
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	the Name of		signing cheques
FCRA A/C No. 13452	Balwant Kartar Anand Foundation (Preet Mandir)	To collect Foreign remittances.	Mr. J. S. Bhasin, Managing Trustee, Preet Mandir, 18, Dr. Coyak Road, Pune-411001 & other trustees.
SB A/c. No. 215048	Do	To account the Foreign adoption cost	Do
SB A/c No. 21417	Do	To meet General expenditure including Ration, education, medical, travelling, conveyance, staff salary,	Do
SB A/c No. 21558,	Do	To account the Indian adoption cost	Do
SB A/C. No. 15125,	Do	To meet the Corpus, i.e. for Capital Expenditure like purchase of Land, Vehicle, Infrastructure etc.	Do
SB A/C No. 17201	Do	Building fund	Do

That, investigation has revealed that the accused Mr. J. S. Bhasin, (A-1) being the authorized signatory for all these accounts had issued cheques for cash withdrawals, repayment of his/ family member's credit card expenses, payment to different hotel Bills, issuing Demand Drafts, etc. Cash withdrawals, repayment of Credit Card expenses, payments to different hotel bills, making Demand Drafts are the major heads of debits in all the five SB accounts maintained with the Union Bank of India, Camp Branch, Pune.

That, the accused Shri Joginder Singh Bhasin (A-1) had realised that there was tremendous potential of money generating in Inter-country

adoption and similar scope for receipt of donations for In-country adoption. During the year 2002-2010, accused Shri J. S. Bhasin (A-1) had misappropriated huge sums of Trust money for his personal use and for other purposes not intended as per the ideals of the Trust. He had exploited the funds of the Preet Mandir Trust in a dubious manner. Shri Joginder Singh Bhasin (A-1) had misappropriated the Trust funds and details of the same are as under. Herein, it is submitted that only the lavish expenditure done by Shri Joginder Singh Bhasin (A-1) have been taken into account and the rightful expenditure for running and maintenance have been allowed :-

a) Mr. J. S. Bhasin (A-1) has incurred expenditure, by using his CITI Bank NA Credit Card No. 5546 3780 1534 7008, totalling to Rs.21,23,879.84/- (for the period from 17/07/2002 to 26/10/2007). All payments of these credit card Bills were paid from the Preet Mandir Trust account maintained with Union Bank of India, Camp Branch, Pune by issuing A/c Payee Cheques in favour of the Credit Card Company. Thus, he has misappropriated the Trust Fund and the total amount of misappropriation comes to Rs.21,23,879.84/-.

**Details of the expenditure are furnished in Annexure - IV.**

b) Mr. J. S. Bhasin (A-1) has incurred expenditure by using his HSBC Credit Cards, bearing numbers 4384 5914 0277 5965 and 4384 5999 9976 0274 respectively, totalling to Rs.7,50,310.47/- (for the period from 24/10/2002 to 06/10/2007). All payments of those credit card Bills were paid from the Preet Mandir Trust account maintained with Union Bank of India, Camp Branch, Pune by issuing A/c Payee Cheques in favour of the Credit Card Company. Thus, he has misappropriated the Trust Fund and the total amount

of misappropriation comes to Rs.7,50,310.47/-. Details of the expenditure are furnished in Annexure - V.

c) Mr. J. S. Bhasin (A-1).has incurred expenditure by using his three credit card of American Express Bank, bearing numbers 3769 1675 657 1009, 3769 3974 446 1000 and 3769 1629 741 1004 respectively, totalling to Rs. 8,27,091.59/- (for the period from 18/06/2002 to 13/03/2007). All payments of these credit card Bills were paid from the Preet Mandir Trust account maintained with Union Bank of India, Camp Branch, Pune by issuing A/c Payee Cheques in f/o the Credit Card Company. Thus, he has misappropriated the Trust Fund and the total amount of misappropriation comes to Rs. 8,27,091.59/-. Details of the expenditure are furnished in Annexure - VI.

d) Smt. Mahinder Singh Bhasin, (A-2) W/o Mr. J. S. Bhasin, Trustee, Preet Mandir has misappropriated the Trust Fund to the tune of Rs. 78,045.32/-. She has purchased different items, paid food bills etc. by swiping her credit Card bearing Nos. 3769-1629-741-1012, 3769-1675-651-1017, 5546-3780- 1534-7107, 5546-3780-1534-7115, latter on the Credit card Bills were paid from the Preet Mandir Trust Account maintained with Union Bank of India, Camp Branch, Pune by issuing A/c Payee Cheques in f/o the Credit Card Company. Details of the expenditure are furnished in Annexure - VII.

e) Mr. Gurupreet Singh Bhasin, (A-3) S/o Mr. J. S. Bhasin has availed payment of his ICICI Credit Card Bills bearing No. 4477-4700-2211-5001 from the Preet Mandir Trust Fund. These Credit Bills were charged towards Hotel Charges (Hotel Mandovi, Goa; Welcome Rama International, Aurangabad; Hyatt Regency, Mumbai; Park Hotel, Delhi; ITC Hotel, New Delhi; Meera Inn Hotel, Kanpur), purchase of air tickets etc. The payment was made from the

Trust account maintained with Union Bank of India, Camp Branch, Pune by issuing A/c Payee Cheques in f/o the Credit Card Company on different dates. Thus, he has misappropriated the Trust Fund and the total amount of misappropriation comes to Rs.1,42,143.12/-. **Details of the expenditure are furnished in Annexure - VIII.**

That, accused Shri J. S. Bhasin (A-1) had purchased one piece Necklace Spinal Ruby String with Earrings (18 Carat Gold- Real Diamond and Ruby) worth Rs. 1,30,000/- from the outlet of the Sultanjee Enterprises (P) Ltd., New Delhi on 16/08/2004 by swiping his American Express Credit Card bearing No. 3769-1629-741-1004. Then, credit Bill worth Rs.1,30,000/- was raised by the American Express Card Division and subsequently the payment was made through A/c Payee Cheque No. 573414 dated 20/08/04 for Rs.1,30,000/- drawn on Union Bank of India, Camp Branch, Pune in f/o the CITI Bank Card. This Cheque issued from Preet Mandir Trust A/c. No. 321702010015125 maintained with Union Bank of India, Camp Branch, Pune and this amount was debited from the Preet Mandir Account No. 321702010015125 on 28/08/2004.

That, the Voucher No. 000613 Dated 23/2/2005 of M/s Khurana Jewellery House, Central Mall, 82, Mall Road, Amritsar was Issued in the name of Mrs. Mahinder Bhasin (A-2). for purchasing one Diamond Bangle from M/s Khurana Jewellery House, Central Mall, 82, Mall Road, Amritsar for Rs.84,500/-. Investigation has revealed that Mrs. Mahinder Bhasin, (A-2) W/o- Shri J. S. Bhasin is holding one CITI Bank Credit Card bearing No. 5546-3780-1534-7107, this Credit Card was issued as Add on Card of Shri J. S. Bhasin (A-1) bearing No. 5546-3780-1534-7008. Thus, the credit Bill was raised on the Card Statement of Mr. J. S. Bhasin and the payment was made by issuing the Cheque No. 595082 dated 25/02/05 for Rs.84,500/- In favour of CITI Bank

Card. This Cheque was issued under the signature of Smt. Surekha Kale, Trustee & Shri Joginder Singh Bhasin, (A-1) Managing Trustee drawn on Union Bank of India, Camp Branch A/c. No. 21417.

That, accused Shri Joginder S. Bhasin (A-1) had purchased wines worth Rs. 1,27,134/- by swiping his Credit Cards, then payments of those Credit card Bills were paid from the Preet Mandir Trust Account by issuing A/c payee Cheque in f/o the Credit Card Company.

That, Shri Joginder S. Bhasin (A-1) and Mrs. Mahinder S. Bhasin had diverted the Trust Fund of Preet Mandir to their personal accounts maintained with Punjab National Bank, Camp Branch, Pune for own use. On 19/05/2003, Mr. J. S. Bhasin (A-1) & Mrs. Mahinder S. Bhasin (A-2) had issued the Chq. No. 492148 for Rs.1,30,000/- and Chq. No. 492149 for Rs.1,37,485/- from the Preet Mandir Account No. 21417 drawn on Union Bank of India favouring Shri Joginder S. Bhasin (A-1) and Mrs. Mahinder S. Bhasin (A-2) respectively. Mrs. Mahinder S. Bhasin had deposited the Chq. No. 492149 for Rs.1,37,485/- to the A/c. No. 8971 to PNB Camp Branch, Pune through the Cr. Voucher dated 20/05/2003. Similarly, Shri Joginder S. Bhasin (A-1) had deposited the Chq. No 492148 for Rs.1,30,000/- to the A/c. No. 8972 to PNB Camp Branch, Pune through the Cr. Voucher dated 20/05/2003. The Voucher dated 20/05/2003 for Rs.1,30,000/- was credited on 22/05/2003 in A/c. No. 8972, similarly, the Voucher dated 20/05/2003 for Rs. 1,37,485/- was credited on 22/05/2003 in the A/c. No. 8971.

That, on 25/05/2006 Mrs. Mahinder S. Bhasin (A-2) had issued the Chq. No. 640248 for Rs. 3,07,250/- and Chq. No. 640246 for Rs. 121500/- from the Preet Mandir Trust Account No. 21417 drawn on Union Bank of India favouring Shri Joginder S. Bhasin(A-1) and Mrs. Mahinder S. Bhasin (A-2)

respectively. Mrs. Mahinder S. Bhasin (A-2) had deposited the Chq. No. 640246 for Rs.1,21,500/- to the A/c. No. 8971 standing in the name of Mrs. Mahinder S. Bhasin (A-2) & Joginder Singh Bhasin (A-1) to the PNB Camp Branch, Pune. Similarly, Shri Joginder S. Bhasin (A-1) had deposited the Chq. No. 640246 for Rs.1,21,500/- to the A/c. No. 8972 standing in the name of Mr. Joginder S. Bhasin (A-1) & Mahinder Bhasin (A-2) to the PNB Camp Branch, Pune. These two cheques were credited on 26/5/2006 in Account No. 8971 & 8972 maintained with the Punjab National Bank, Camp Branch, 9, Moledina Road, Pune. Investigation has revealed that the Account No. 8972 & 8971 maintained with Punjab National Bank, Camp Branch, 9, Moledina Road, Pune- 1 are personal accounts of the accused Mr. J. S. Bhasin (A-1) & his wife. Thus, by this way the accused Mr. J. S. Bhasin (A-1) & his wife Mrs. Mahinder Singh Bhasin (A-2) had misappropriated a sum of Rs. 6, 96, 235/- from the Preet Mandir trust Account No. 21417.

That, the lavish expenditure of the accused Shri Joginder Singh Bhasin (A-1) was possible only because of money generation illegally by committing extortion from the prospective Indian parents under the disguise of donations for Preet Mandir. While the Govt. of India and the Hon'ble Supreme Court guidelines clearly prevent the voluntary agencies to receive donations from the Inter Country adoption, Shri Joginder Singh Bhasin (A-1) in the following instances had extorted money from the prospective foreign couples. His modus operandi was that he would enable the prospective parents to visit Preet Mandir -I at 18, Dr. Coyaji Road, Camp, Pune and subsequently the meeting was organised, the couple would evince interest in a particular child. He would hand over the child to the prospective parents for with or without agreement for foster care and once the bonding is cemented between the

couple and the child, he would make unreasonable demand of donations running into a few lacs of rupees or 10,000 of US Dollars. Investigation in the following cases revealed that only in two instances the accused had accrued Rs.7,50,000/- as donation which was not permitted by CARA guidelines and Hon'ble Supreme Court Mandate.

That, one female child namely Namrata of Preet Mandir, Pune was given in Inter country adoption to the foreign adoptive parents namely Mr. & Mrs. Kunduru of USA without the VCA clearance for adoption. The CARA, New Delhi had issued NOC for Inter country adoption on humanitarian ground (on the strength of Clause 10.3 of CARA Guidelines-2006) without the clearance of VCA. Shri Joginder S. Bhasin, Managing Trustee of Preet Mandir had taken Rs.2,50,000/- on 17/3/2006 as donation from the said family which was not at all permissible as per CARA Guidelines. Shri Joginder S. Bhasin (A-1) handed over the said child Namrata to Mr. & Mrs. Kunduru of USA on 24/03/2006 without performing any documents, which was also against the rules. As per CARA Guidelines a child can be shown/ referred for inter Country/ foreign adoption only after an ACA Certificate has been issued. In this case, the child was referred and placed in Pre-Adoptive Foster Care with Mr. & Mrs. Kunduru's family (they are of Indian Origin with Foreign Nationality) without information, consultation or Clearance from ACA, even no foster care agreement was signed between the Preet Mandir & the adoptive parents for handing over of child on 24/03/2007:

That, Mrs. Supriya Chandan Dattani resident of Hongkong liked a female child namely "Sakhi" of Preet Mandir for adoption. Then, after getting her

proposal for adoption of "Sakhi" Shri J. S. Bhasin (A-1) had demanded Rs. 5.00 Lacs for allowing the adoption of child Sakhi. Thereafter, the relatives of Mrs. Dattani had unwillingly paid Rs.5.00 lacs to Preet Mandir, as Mrs. Supriya Chandan Dattani had already developed very great affection with the proposed child "Sakhi" and in the fear that if she would not pay Rs. 5.00 Lacs to Mr. J. S. Bhasin (A-1), she may not get child. The said amount of Rs. 5.00 lacs was paid to Shri J. S. Bhasin in cash and Shri J. S. Bhasin (A-1) had issued two receipts bearing nos. 2745 for Rs. 2,50,000/- dated 17.03.2006 in f/o M/s. K. K. & Sons, Pune and 2744 for Rs. 2,50,000/- dated 17.03.2006 in f/o M/s. Coral Tours & Travels, Pune respectively. It has been revealed that Shri Krishnakant Duttaram Kankonkar, father of Mrs. Dattani, is the owner of M/s. K. K. & Sons, Pune and M/s. Coral Tours & Travels, Pune is owned by Shri R. Kankonkar, elder brother of Mrs. Dattani.

That, in pursuance of Hon'ble Supreme Court orders, as per CARA guidelines the adoption costs and maintenance charges cannot be charged by the adoption agencies more than Rs. 25,200/- in case of In-Country adoption, however, investigation has revealed that during the period 2006 to 2010 in as many as 70 instances the Preet Mandir had received excess money in the form of donations by extortion from Indian Parents, amounting to more than Rs. 50,000/-, details of the instances are furnished in Annexure -III. Besides the money raked in Inter-country adoption, Shri Joginder Singh Bhasin (A-1) had accepted donations to the tune of Rs.49,49,297/- in the above mentioned 70 instances of In-country adoption during the period of 2006-10 and two clear instances of extortion of money is as below:-

1. Sh. Santosh Davke and his wife Ms Snehal had decided to adopt a male child, accordingly on 12.07.2005 they registered with Preet Mandir. In

October-2008, they received a phone call from Preet Mandir for selection and Medical check-up of a male child namely Akshay @ Harish. After the formalities they gave their willingness for adoption of the said child. Mr. J.S. Bhasin called them in Preet Mandir office and demanded Rs.1,10,000/- for the adoption. When they expressed their inability, he bargained with them and came down to Rs.70,000/- and directed them to pay the same at the time of taking the baby on foster care. Accordingly, the foster care agreement was executed on 27.09.2008 only after making a payment of Rs. 70,000/- to Mr. J.S. Bhasin.

2. Shri Mahadevan Visweswaran had adopted a girl child by name, Akshya @ Chakuli from Preet Mandir. Initially, he had registered with Karna Prayag Trust who conducted home study as they had identified a child at Belgaon in Karnataka. They had requested Karna Prayag Trust to forward the home study documents for adoption to Karnataka Adoption Co-ordinating Agency (KACA). The KACA recommended and forwarded these documents further to ACA, Pune. One Smt. Vandhana referred them to Preet Mandir, Pune for the adoption of the child. He had further stated that he paid a total amount of Rs. 1,07,186/- on 24.02.2010 at the request of Shri J. S. Bhasin. They entered into a Foster Care Agreement dated 24.02.2010 executed with Preet Mandir, Pune. The girl child adopted by them aged 6 years and 6 months and her date of birth was told as 23.06.2003. They completed the medical formalities on 22/23.02.2010 and the accused J. S. Bhasin, (A-1) Managing Trustee, Preet Mandir asked them to pay a donation of Rs. 75,000/- to Preet Mandir which he paid by way of cheque drawn on IOB, T Nagar Branch, Chennai. For the receipt of the said amount the Preet Mandir issued him a receipt. He was also asked to pay an amount of Rs. 23,700/- towards

the expenses incurred by the Preet Mandir which he had paid by way of Cheque drawn on IOB, T Nagar Branch, Chennai. They issued a receipt for the said amount. He was also asked to pay an amount of Rs.7,886/- towards medical expenses, Rs. 1,300/- towards children fund. The said amount was paid by him by way of Cheque drawn on IOB, T Nagar Branch, Chennai. For the receipt of the said amount the Preet Mandir issued him two receipts. Mr. J. S. Bhasin (A-1) created money from the prospective parents to make this belief that they will not be given the children of their choice, unless they paid the money.

That, it has also been revealed that Sh. Sharad Naveen Khona and Smt. Rajashree Khona of Cochin, Kerala had visited Preet Mandir for adoption of a male child during the year 2001. Sh. Sharad Naveen Khona and his wife had selected a male child of Preet Mandir, Pune and requested the Preet Mandir authorities to prepare the requisite papers for adoption. They came back after few days to adopt the child from Preet Mandir, then Mr. J. S. Bhasin(A-1) had demanded Rs. 50,000/- for adoption. This kind of attitude of Preet Mandir they disliked and adopted a child from an other Adoption Agency, SOFOSH at Pune.

That, after realizing that there was tremendous potential of money making in Inter Country Adoption, Shri Joginder Singh Bhasin(A-1) began to treat Preet Mandir Trust as a money spinning organisation. As children for adoption were the main consideration, he treated children as commodity, who were treated by Shri Joginder Singh Bhasin (A-1) for money in the guise of adoption. He went out procuring the children by violating rules & regulations.

That, the "Balwant Kartar Anand Foundation" alias Preet Mandir was running another Unit namely "Kanhe Phata" alias "Sai Dham" at Tal. Maval,

Dist. Pune. The license of the Kanhe Phata Unit was given to the Preet Mandir for the rehabilitation of the poor women those are under distress, having family dispute, education of illiterate women, technical education of poor women, for short stay of unwed mothers for their counseling, the women those are pregnant due to illicit relation for their counseling etc. The license was granted under the provision of Orphanage and other Charitable Homes, Supervision and Control Act, 1960. The License was sanctioned on 31.03.2004 and it was forwarded vide letter dated 06.04.2004 issued by Dy. Commissioner, Orphanage & Others' Charitable Homes, Pune (Supervision & Control Act 1960). The Institute had given admission to the pregnant women only and they had never given any technical education to poor women nor counseled the unwed mothers. It is revealed that total 69 surrender Deeds had been executed with the unwed women who were admitted at Kanhe Phata, Tal. Maval, Dist. Pune and all the delivered children were admitted in the Unit- I & II of Preet Mandir, Pune. As per CARA guidelines 2006 sec 5.5 steps 2 says that the said home should counsel the parents who wish to surrender the child but no efforts were made in this regard. Thus, this unit was utilized by Preet Mandir for procurement of children only. The unwed mothers were given treatment in private nursing homes and Sasoon General Hospital, Pune. The unwed mothers were brought to Private hospital namely KEM Hospital, Ashiwbad Hospital, Telegaon for delivery of child, though there were several Govt. Hospital was available in Pune. It is revealed that the recognition certificate of this Mahila Ashram, Kanhe Phata, Tal. Maval, Dist. Pune was revoked during early 2007 after inspection of the DWCD Team, however, no other action was initiated. Mr. J. S. Bhasin (A-1) being the Managing Trustee is solely responsible for running this unit in an unethical manner by violating the CARA guidelines.

That, the officials of District Women and Child Development Department, Govt. of Maharashtra, Pune had conducted an inspection at different units of Preet Mandir Unit-I & II during the July - August' 2006 after the telecast of the CNN-IBN report on Preet Mandir. During inspection the Inspection team had noticed several irregularities at the different units of Preet Mandir. The Inspection team had noticed receipt of excess charges for Inter Country adoption by Preet Mandir, Pune over riding the GOI Instructions/ Hon'ble Supreme Court Guidelines. About 34 instances had been detected by them in which non acceptance / rejection letters were not obtained before sending these children in foreign adoption.

That, the Management of the Government Shishu Sadan, Aurangabad was handed over to Preet Mandir on 26.6.2002 by the Department of Women and Child Development, Pune. This unit was popularly known as Preet Mandir-Unit III. Investigation has revealed that since 26.6.2002 to June' 2006 total 402 children were admitted in this institute through different CWCs. Out of these 402 children, 232 children were transferred to other institution, and out of these 232 transferred children, 199 children were transferred to Preet Mandir, Pune itself as per orders given by CWC. Out of these 199 children, 65 children have gone for inter country adoption, 11 NRI adoption and 51 for in country adoption. Though the Government Shishu Sadan, Aurangabad was licensed for adoption, however, no adoption has been made by the institute since taking over date to June/2006. This Unit was used for procurement of children for Preet Mandir Pune-Unit having licence for Inter Country Adoption.

That, investigation has revealed that the distressed parents had temporarily entrusted the custody of their children to Preet Mandir due to compelling domestic/ financial circumstances including incarceration of the

parents. The parents temporarily so entrusted with Preet Mandir were made to sign permanent Relinquishment Deed of the children by Preet Mandir fraudulently without their knowledge. Such parents genuinely thought that temporarily the children would be in the safe custody of Preet Mandir, who would attend to their welfare and they would be able to get back the children after their living conditions improved.

That, during Investigation it has been revealed that Shri Ramesh Dattatrey Kulkarni, resident of Solapur District, Maharashtra was married to Smt. Sunita, and they had four offsprings namely, Rani, Ruchi, Radhika and Rohit. His wife, Smt. Sunita, died of Jaundice in March 2002. At that time, his youngest son, Rohit was only two and half years old and his eldest daughter, Rani was six years old. Because of the death of his wife, there was no one to look after the children, thus he shifted to parental house situated at Mahadev Galli, Sangola, Dist.- Solapur, Maharashtra. Since, he was finding difficulty in looking after the four children as he had left his job. His sister, Smt. Jayashree Kulkarni informed him that one Dr. Sanjeevni Kelkar had told her about a Children Home by name, Navrange Balak Ashram at Pandharpur, where the children would be looked after. His sister also contacted Smt. Jhanvi Patwardhan, Social Worker, who suggested her to take the children to Navrange Balak Ashram where they will be taken good care of. On 07.04.2002, he with his sister, brother-in-law and the four children went to Navrange Balak Ashram, Pandharpur and met Shri Darshane, Administrator and explained him the reasons for lodging his children in the Balak Ashram. Shri Darshane suggested him name of Preet Mandir, Pune on the pretext that there was no vacancy in Navrange Balak Ashram. He also told him that Preet Mandir has all the facilities and his will go to English School and will be taken

good care by Preet Mandir. He also told him that this witness could meet his children at any time when he feels like meeting them and also he can take them back after his financial status improves. Shri Darshane called them on 09.04.2002 to Navrange Balak Ashram so that he would contact Preet Mandir to arrange to bring up the children. On 09.04.2002, Shri Kulkarni along with his sister and brother-in-law and the four children again went to Navrange Balak Ashram, Pandharpur. Shri Darshane, Administrator introduced them to Shri Chandra Shekhar Admane of Preet Mandir. He also told him that Mr. Admane of Preet Mandir have come to take his children to Preet Mandir. Shri Darshane also told Shri Kulkarni that they would keep Rani and Ruchi at Navrange Balak Ashram whereas Radhika and Rohit could be shifted to Preet Mandir. However, Shri Admane of Preet Mandir suggested that instead of keeping the children separately, all be shifted to Preet Mandir. They also assured him that Shri Ramesh Dattatrey Kulkarni could meet his children whenever he wanted and also take them back from Preet Mandir as and when he wanted. They also assured him that his children would be taken good care of and he could visit them once in a month. His children would go to English School. Shri Ramesh Dattatrey Kulkarni happy with the assurances. Shri Admane cleverly obtained his signature on some blank stamp paper and some blank sheets on the pretext that the said papers are required for taking the four children in Preet Mandir and their school admission. Similarly, Mr. Admane obtained the signature of his sister, Smt. Jayashree and her husband, Shri Tukaram Kulkarni. Thereafter, the children were taken away by Shri Admane and Smt. Galkwad. Shri Ramesh Dattatrey Kulkarni was visited Kalyani Nagar Unit of Preet Mandir on 13.04.2002, he met his children and found them in good condition. Thereafter, Shri Ramesh Dattatrey Kulkarni visited Preet Mandir in May, September, October and December 2002. Since,

his in-laws wanted to see his child he went to Preet Mandir on 14.03.2003 to bring back the children. At that time Shri Admane demanded Rs. 50,000/- for each child as they were reportedly incurred the expenditure for their care etc., when Mr. Kulkarni confronted Shri Admane warned him that he cannot take his children back without paying the money. On that occasion, he had met his three daughters but could not meet his son who was reportedly taken to hospital. Then, Mr. Kulkarni returned to Navrange Balak Ashram at Pandharpur and spoke to Shri Darshane for mediating to get his children back. Shri Darshane expressed his inability to do so. On 12.04.2007, he again visited Preet Mandir and enquired from Shri Admane and Smt. Gaikwad who informed him that all his four children were given for Adoption. In support of the same they showed him the consent documents reportedly signed by him. As such, he went to Child Line, Pune and met the Director, Smt. Anuradha Sahastrabudhe and told her about his plight, she took them to Police Station and made them to file a written complaint against Preet Mandir. During investigation it is revealed that the child Rani (F) DOB: 19.11.1995, Ruchika (F) DOB: 2.9.97, Radhika (F) DOB: 3.9.99 and Rohit (M) DOB: 4.8.2001 were placed to foreign parents through Adoption Centre, Denmark vide the NOC dated 15/01/2003 was issued by Smt. S.K. Mishra, the then Joint Director, CARA. There is a VCA clearance stating that Indian families are not motivated to consider older children who are siblings.

That, during investigation, it has been revealed that there were ample vacancies in Navrange Balak Ashram, Pandharpur, Solapur in both sections Boys & Girls during April 2002, and accused Shri Vasudev Gangadhar Dharsane could easily accommodate the four children of Shri Ramesh Dattatrey Kulkarni in Navrangee Balak Ashram. However, Mr. Darshane with

some ulterior motive diverted Shri Ramesh Kulkarny for handing over his children to Preet Mandir. Sh. Ramesh Dattatrey Kulkarni had given his 4 sibling children for education and better future. The parent of the children were given to the understand that whenever they feel, they can meet his children and bring them back home. But, the accused Shri Chandra Shekhar Admane, the then Social Worker, Preet Mandir, Pune fraudulently got signed the relinquishment papers in r/o all 4 children from him and then the accused Shri J. S. Bhasin (A-1) sent them for Inter Country adoption without the actual consent of Sh. Ramesh Dattatrey Kulkarni with ulterior motives.

That, the Child Welfare Committee (CWC) of Solapur District was formed vide Govt. of Maharashtra Gazette Notification dated 02/06/2008. The Committee consists of the following members - 1) Smt. Aika Vishwas Kakde, Chairperson, CWC, Solapur, 2) Shri Ashok Kashinath Sangitrao, 3) Advocate Basavaraj Sidramappa Shyte, 4) Smt. Pritee Ravindra Shriram and Shri Nitin V. Harchekar. However, Shri Nitin V. Harchekar had not joined since inception due to personal reasons. During investigation it was revealed that a total of 39 children were directly transferred to the Preet Mandir, Pune from the Navrange Balak Ashram, Pandharpur during the year 2009 bypassing the Child Welfare Committee, Pune on the basis of the transfer order Issued by the CWC, Solapur. It has also been revealed that three children of the orphanage Home namely "Aakur Sankul", Solapur were also transferred to Preet Mandir, Pune during the year 2009 bypassing the Child Welfare Committee, Pune on the basis of the transfer order issued by the CWC, Solapur. All orders of transfer of children were issued during the year 2009 by the above mentioned four members of CWC, Solapur. During examination, the witnesses have stated that before transfer of orphan children from one district to another

district, the details of each child required to be sent to the concerned receiving CWC. After receiving the children the receiving CWC of that district prepares statistic rotation wise for placing the children in district adoption agencies within his district and no CWC is empowered to place directly in any agencies of another district. Smt. Vipad Anita, a member of Child Welfare Committee (CWC), Pune has stated that they had sent notice to CWC Sholapur for violation of Sec. 3(38) of J.J. Act., she has also stated that out of these children 4 children are physically/ mentally challenged and they were also transferred by CWC Sholapur to Preet Mandir. These physically/ mentally challenged children are to be kept in the Special Homes designated for them and Preet Mandir is not designated as Special Home.

That, during investigation it was further revealed that there is a mandatory provision that only those children who cannot be sent for In-country adoption can be given for Inter Country adoption. Therefore, to show that the child was rejected by Indian parents, accused Shri J. S. Bhasin (A-1) obtained the Rejection slips / Non-acceptance slip from Indian Parents fraudulently and then forged these rejection slips with a motive to use these slips to send children in Inter country adoption. During investigation this facts was corroborated from Sh. Chandrakant Babanrao Jugdale, Sh. Narendra S. Shambhudas , Shri Dattatrey Bhagwan Sakpal, who had been to the Preet Mandir for adoption matter.

That, one Non acceptance slip in respect of male child Dinkar was collected by Preet Mandir from Sh. Chandrakant Babanrao Jugdale, this rejection Slip is bearing his signature as well as Smt. Alka Chandrakant Jagdale, his wife. However, they had never been shown any physically challenged child namely, Dinkar, at Preet Mandir. They had stated that a

number of papers were got signed by the Preet Mandir from them just after adoption, this Rejection letter must have been signed in those papers. They had signed all the papers in good faith in a hurry and in the happiness of adoption of a child of their own choice.

That, during the year 2002, the Adoption Co-coordinating Agency, Pune had referred Sh. Narendra S. Shambhudas and his wife to the Preet Mandir for adoption of a girl child. The Preet Mandir had shown a girl child, which they selected for adoption. They were assured for adoption and advised to come after about 7-8 days for the official formalities. When they contacted Preet Mandir after 8 days, the Preet Mandir told that the girl has already been given in foreign adoption. Then, the Preet Mandir had proposed a girl child, whose was a burnt case, for adoption, which they refused. Then, Preet Mandir asked them to sign some papers if they are not willing to adopt the burned child, which he signed. Sh. Narendra S. Shambhudas was never shown any "male" child for adoption. As they had registered for only female child. However, the Preet Mandir had shown them a male child. Sh. Narendra S. Shambhudas has denied his writing / signature appearing on the photocopy of refusal letter in respect of male child Shirish (DOB-12.12.2001 and DOA-10.01.2002). Similarly Sh. Narendra S. Shambhudas has denied the writing & signature appearing on the refusal letter in respect of Soni@ Pooja (DOB-28.02.1995 & DOA 08.03.2002) as his.

That, during the year 2000, Shri Dattatrey Bhagwan Sakpal, S/o Sh. Bhagwan Sakharam Sakpal had registered with Preet Mandir, Pune for adoption of a male child about aged 5 years or less. The Preet Mandir had shown them a male child of aged 10 years which they rejected as they requested for showing male child of 5 years or less. They have never seen

any female child for adoption. He has denied the writing appearing in the copy of rejection letter "reason for non acceptance"....'dark in complexion' and details of child **Gudiya@ Pooja**. He has also denied for the writing appearing in the Rejection Slip ' reasons for non acceptance'....'not found suitable' and details of child **Swapna** and stated that these are not in his hand writing. Mr. J. S. Bhasin got forged rejection slips prepared for sending the children for Inter Country Adoption, which is more lucrative.

That, the Inter Country License of Preet Mandir was suspended many times by CARA, New Delhi for violation of GOI instructions/ Hon'ble Supreme Court Guidelines. The record of the Adoption charges received per child by the Preet Mandir is not maintained properly which was reflected by CARA in its reports. The record pertaining to adoption is not being maintained by Preet Mandir as per GOI instructions.

That, during investigation, it was also revealed that Shri J. K. Mittal, (A-6) Chairman, CARA, New Delhi had arrived Pune on 07.06.2007 on an official visit of Central Adoption Research Authority, New Delhi and had been to Hotel Aurora Tower, Camp, Pune for lodging. Sh. B.K. Sahu, Dy. Director, CARA and Sh. Sushil Kumar Gupta, Accounts Officer, CARA were camping in Pune for his arrival. Shri J. K. Mittal (A-6) had stayed in Pune from 07.06.2007 to 09/06/2007 in the said official visit and visited the Preet Mandir and other adoption agencies along with Sh. B.K. Sahu, Dy. Director, CARA and Sh. Sushil Kumar Gupta, Accounts Officer, CARA for Inspection.

That, investigation has revealed that the Preet Mandir, Pune had booked the Spanish Theme Suite of Hotel Aurora Towers for Shri J. K. Mittal (A-6) from 07.06.2007. The tariff for Theme Room of Hotel Aurora Tower was Rs. 11,000/- per day, however, being the guest of Preet Mandir a discount was

allowed towards the tariff and then the room rent was brought down to Rs.7,000/- per day. During departure a Computer generated bill of Rs. 16,361/- for the stay period 07.06.2007 to 09.06.2007 in the name of Sh. J. K. Mittal was prepared by Miss Shilpa, the then Front Office staff, after allowing all discount. During departure a sum of Rs. 11,000/- was paid by Mr. J. K. Mittal (A-6) and it was decided that rest of the amount of Rs. 5361/- will be paid by the Preet Mandir as Sh. J. K. Mittal (A-6) was treated as guest of Preet Mandir. As per the bill, Sh. J. K. Mittal (A-6) had checked out on 09.06.2007 at 6.16 pm., detail breakup of the Bill prepared by Miss Shilpa as follows :- i) the Room Tariff was charged Rs. 14000/- (@ 7000/- per day), ii) Luxury Tax Rs. 1400/-, iii) Room Service (Food) Rs. 897/-, iv) Telephone Charges Rs. 64/-. During investigation it was revealed that on 08/06/2007, Mr. J. K. Mittal had made one phone call to the Mob. No. 9822506242 & talked about 57 Sec., similarly, on 09/06/2007, Shri Mittal made seven phone calls to the Mob. No. 9822506242 & talked about 1 min. 34 Sec., 51 Sec., 29 Sec., 9 Sec., 1 min. 50 Sec., 36 Sec. and 10 Sec. respectively. During investigation it was revealed that the Mob. No. 9822506242 is standing in the name of Mr. J. S. Bhasin (A-1). It is also revealed that "further discount of Rs. 5361/- may be allowed" was written by Shri Amardeep Singh, General Manager, Hotel Aurora Towers in the computer generated bill in the name of Sh. J. K. Mittal (A-6). Miss Shilpa, Manager, Aurora Tower Hotel has disclosed that the Room was booked by Preet Mandir for Sh. J. K. Mittal (A-6) and balance of Rs. 5361/- was paid by the Preet Mandir. She has also stated that only Rs. 11000/- cash was paid by Sh. Mittal (A-6) at the time of Check Out.

That, during investigation it was also revealed that Shri J. K. Mittal (A-6) has taken payment for Rs. 11,000/- towards the cost of lodging at Pune

during his official visit and this has been paid vide the Payment Voucher No. 200 dated 16/07/2007 and Voucher No. 229 dated 17/7/2007. He had taken TA advance from CARA before commencing his tour to Pune and the same was paid to him vide Payment Voucher No. 134 dated 5/06/2007.

That, during investigation it was revealed that Preet Mandir used to put their guests in Hotel Aurora Towers, Camp, Pune and they used to maintain a credit account with that Hotel for this purpose. The Aurora Hotel authority used to raise credit bills in respect of the guest stayed in their hotel and subsequently, the Preet Mandir used to make payment either by way of Cheque or by way of Cash/Card. Since, the Preet Mandir had a credit account, the Hotel authority used to accommodate the Preet Mandir guests and allowed them to leave Hotel without making the payment. During investigation it was also revealed that the Preet Mandir has paid Hotel Aurora Tower on several occasions through the A/c payee Cheques favouring Hotel Aurora Tower drawn on Union Bank of India, Camp Branch, Pune, A/c. No. 21417.

That, during investigation it was revealed that Sh. J. K. Mittal, (A-6) Chairman, CARA had stayed in Hotel Royal Inn, Mumbai on two occasions, from 01.01.2010 to 03.01.2010 and again on 05.03.2010 to 07.03.2010. Sh. Promod Magar, Social Worker, Preet Mandir, Pune has stated that as per orders of Shri J. S. Bhasin, (A-1), Managing Trustee of Preet Mandir he visited the Royal Inn Hotel, Mumbai situated opposite Linking Road, Khar, West, Mumbai on 02/01/2010 for handing over one envelope containing Rs. 50,000/- (in the denomination of Rs. 500/-) to Mr. J. K. Mittal (A-6), who stayed in that Hotel. Shri J. S. Bhasin, Managing Trustee of Preet Mandir had

given over the said envelope containing Rs. 50,000/- (in the denomination of Rs. 500/-) for handing over to Shri J. K. Mittal (A-6) during the morning hours of 02/01/2010. Mr. Bhasin (A-1) had also given the Mobile Phone No. 9810062287 of Shri J. K. Mittal (A-6) and advised Shri Pramod, Manager, to contact him at the time of reaching the said Hotel. He reached Hotel Royal Inn at about 1545 Hrs. on 02/01/2010 and came to know from the person available at the Counter that Mr. J. K. Mittal (A-6) had gone out for some work. Then, he contacted Mr. Mittal (A-6) over his Mobile phone, who told him to wait till his arrival. Accordingly, he waited in the lobby of the said Hotel. At about 1700 hrs., Mr. J. K. Mittal (A-6) call him on phone from the Mobile Phone No. 9810062287 and asked him the name of the person doing duty at the Hotel counter, Mr. Mittal (A-6) also told him that he will reach late due to some work yet to be completed. Accordingly, he enquired for the name of person present at the Hotel Counter and conveyed to Mr. Mittal, (A-6) that one Sh. Dennis is at the Counter. Then, Mr. Mittal telephonically instructed him to handover the said envelope containing Rs. 50000/- to Mr. Dennis, and also told him to instruct Mr. Dennis to count the said money. Thereafter, he handed over Rs. 50,000/- to Shri Dennis, who accepted the same after counting. Then, Shri Dennis also talked with Mr. Mittal (A-6) from his Mobile phone. Mr. Dennis assured him that the said money will be handed over to Shri J. K. Mittal (A-6) on his return to Hotel. Thereafter, he returned to Pune and reported the entire fact to Shri J. S. Bhasin, (A-1) Managing Trustee of Preet Mandir. During examination Sh. Dennis the front office staff of hotel Royal Inn, Mumbai has corroborated this fact and stated that he had accepted Rs. 50,000/- from Mr. Pramod and handed over the same to Shri Mittal on that date. Mr. J. K. Mittal, (A-6) while functioning as Chairman, CARA and while discharging Public Duty, habitually accepted considerations from Mr. J.

S. Bhasin, (A-1), of Preet Mandir with whom Mr. J. K. Mittal, (A-6) was having official connections. Shri J. K. Mittal is ceased to be a Public Servant with effect from 05/03/2011 and as such Sanction for Prosecution is not required.

That, the aforesaid facts and circumstances disclosed during course of investigation in this Case, as narrated above in this Charge-sheet, clearly reveals the commission of offence **U/s 120-B r/w 363, 383, 403, 405, 420, 467, 468 & 471 I.P.C. & Sec. 13(2) r/w 13(1) (b), 13(1)(d) of P.C. Act, 1988** against 1) Mr. Joginder Singh Bhasin, (A-1) S/o- Late Sardar Ujagar Singh Bhasin, Managing Trustee, Preet Mandir, Pune, R/o- 18, Dr. Coyaji Road, Pune- 411001, Maharashtra, 2) Smt. Mahinder Bhasin, (A-2) W/o- Mr. Joginder Singh Bhasin, Trustee, Preet Mandir, Pune, R/o- 18, Dr. Coyaji Road, Pune- 411001, Maharashtra, 3) Mr. Gurupreet Singh Bhasin, (A-3) S/o Mr. Joginder Singh Bhasin, Trustee, Preet Mandir, Pune, R/o- 18, Dr. Coyaji Road, Pune- 411001, Maharashtra, 4) Mr. Vasudev Gangadhar Darshane, (A-4) S/o- Late Gangadhar Govindo Darshane, Supdt. Navrange Balak Ashram, Pandharpur, R/o- Ramkrishana Paramhans Co-Op. Housing Society, Pandharpur, Dist.- Solapur; 5) Shri Chandrashekhar Admane, (A-5) S/o- Shri Baburao Admane, the then Social Worker, Preet Mandir, Pune, R/o- G 404, Gangakunj Apartments, Kalas, Malwadi, Vishrantwadi, Pune-15, and 6) Mr. J. K. Mittal, (A-6) S/o- Sh. S. L. Mittal, Chairman, CARA, New Delhi, R/o- A- 25, Shakti Nagar, New Delhi-110007.

It is, therefore, prayed that cognizance of the offences mentioned herein above may please be taken against the accused persons named above and necessary process of law may please be issued against the above mentioned accused persons to face trial.