

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-31510 of 2015

.....

Date of decision:16.9.2015

Avtar Singh alias Bagga Singh

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Naresh Gopal Sharma, Advocate for the petitioner.

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Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.73 dated 11.7.2015 registered for the offences under Sections 420 and 120-B IPC and Section 24 of the Emigration Act at Police Station Hathur, District Ludhiana.

I have heard learned counsel for the petitioner and have gone through the record.

From the record, I find that the FIR was lodged at the instance of complainant-Nathi Ram, who alleged that Bagga Singh and his wife Jeet Kaur induced the complainant to part with a sum of ₹12 Lacs on the promise that they will send Narinder Singh son of the complainant to America, where job will also be made available for him. On 6.11.2014, Bagga Singh and his wife Jeet Kaur came to the house of the complainant

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and took a sum of ₹12 Lacs from him in the presence of Binder Singh and on 8.11.2014, the son of the complainant along with Bikramjit Singh-Agent boarded the flight from Delhi to Paraguay and at that time, the complainant handed over Dollars of ₹2,00,000/- to his son. Bikramjit Singh along with some other persons gave beating to the son of the complainant and forcibly took the Dollars of ₹2,00,000/- from him and he was shifted to Brazil through the jungles. Then the complainant sent ₹1,00,000/- and thereafter, his son returned to India.

Keeping in view the facts and circumstances of the present case, nature and gravity of the offences and the fact that the petitioner is required for custodial interrogation in this case, I do not find it a fit case where the present petitioner is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in this petition, the same is dismissed.

September 16, 2015.

(Inderjit Singh)
Judge

hsp