

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

CRM-M No. 1280 of 2018
DATE OF DECISION :- March 27, 2018

Jagtar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CRM-M-9554 of 2018

Paramjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present:- Mr. R.S. Gill, Advocate
for Mr. P.S. Sekhon, Advocate for the petitioner
in CRM-M No. 1280 of 2018.

Mr. Aminder Singh, Advocate for the petitioner
in CRM-M-9554 of 2018.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

My this order shall dispose of two petitions bearing Nos. CRM-M-1280 of 2018 filed by petitioner Jagtar Singh and CRM-M-9554 of 2018 filed by petitioner Paramjit Kaur.

In nutshell, the facts of the case as per prosecution story are that accused Paramjit Kaur in connivance with her co-accused Jagsir Singh, Joti wife of Jagsir Singh and Harwinder Singh had defrauded complainant

Kartar Singh for an amount of Rs.54 lacs, inasmuch as Paramjit Kaur had got married with the complainant and she has received gold ornaments and cash amount running into lacs from the complainant on the pretext that her mother was admitted in a hospital in serious condition and required surgery. Paramjit Kaur had given an assurance that she would transfer the landed property of her mother in favour of the complainant and she had asked for payment of Rs. 27 lacs as expenses for transferring of the land. The complainant paid money to Paramjit Kaur on various occasions.

F.I.R. was registered at the instance of Kartar Singh. Apprehending his arrest, Jagtar Singh had approached the Court of Sessions for grant of pre arrest bail. His petition was assigned to Additional Sessions Judge, Sangrur, who vide order dated 3.1.2018 dismissed the application, as such he has approached this Court craving for grant of similar relief which is being opposed by learned State counsel.

I have learned counsel for the petitioner(s) and learned State counsel besides going through the record.

Learned counsel for the petitioners have argued that petitioners are innocent and have nothing to do with the fraud, therefore, pre arrest bail be granted to them and petitioner Jagtar Singh has already joined the investigation.

However, learned State counsel has contended that the present petitioner Jagtar Singh is a ring leader of the gang which plays fraud with innocent persons by alluring them to perform marriage with Paramjit Kaur and then fleecing them of large amounts of money.

Accused Jagtar Singh is involved in two similar cases i.e. F.I.R.

No. 139 dated 11.12.2017 under Sections 420, 506, 120B IPC registered

with Police Station Longowal and F.I.R. No. 120 dated 6.12.2017 under Sections 420, 506, 120B IPC registered with Police Station Sadar Sangrur.

Accused Paramjit Kaur was arrested on 15.12.2017. She is in custody. She has played fraud with several persons and she is shown to be involved in two more cases of similar nature i.e. F.I.R. No. 139 dated 11.12.2017 under Sections 420, 506, 120B IPC registered with Police Station Longowal and F.I.R. No. 86 dated 30.11.2012 under Section 420 IPC registered with Police Station Maqboolpura, District Amritsar.

After hearing the rival contentions, I find that petitioner Jagtar Singh is not entitled to pre arrest bail. Pre arrest bail is to be granted in exceptional cases and not in routine. This relief is meant to save innocent people from inconvenience and harassment and not to shield the guilty persons from custodial interrogation.

Though it is contended by learned counsel for petitioner Jagtar Singh that he had been employed as a driver by Paramjit Kaur for her Car. But as it has transpired during the investigation, as informed by the State counsel that he is the leader of the gang and Paramjit Kaur has defrauded various persons by getting married with them and taking away large sums of money from them. Jagtar Singh is stated to be actively involved in all those cases. One more F.I.R. of similar nature is said to have been registered against him. His custodial interrogation is found to be necessary for complete and effected investigation, if the same is denied to the investigation agency that would leave many loose ends which is uncalled for. The apprehension expressed by the State counsel that there is reasonable chances of accused Paramjit Kaur absconding and trying to tamper with the prosecution evidence, if released on regular bail, cannot be

brushed aside.

Therefore, finding no merit in the petitions, the same are
dismissed.

(H.S. MADAAN)
JUDGE

March 27, 2018
p.singh

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No