

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

CRM-M-44990-2018

Date of decision: December 13, 2018

Babaljit Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. B.S. Jatana, Advocate
for the petitioner.

Mr. C.L. Pawar, Senior DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

Through the instant petition preferred under Section 438 of Code of Criminal Procedure, petitioner has sought anticipatory bail, in case bearing FIR No.23 dated 05.04.2018, under Section 420 of the Indian Penal Code, registered at Police Station Joga, District Mansa.

Following is the glimpse of the FIR:-

“I went to Dheerajpal Singh son Sher Singh resident of ward No.2 Ratia for some work, Chamkaur Singh @ Soni son of Joginder Singh Ginda, Babaljit Kaur wife of Chamkaur Singh and Kuljit Kaur wife of Joginder Singh @ Ginda residents of Aklia Tehsil and District Mansa, PS Joga were sitting there. Above said persons have started talking about their higher approaches that they have relations with some member of parliament and asked to tell if I have some work regarding government job. I have told regarding their approach to my relative. As we are unemployed and having faith upon their talks I met them after some days and discussed with them regarding getting job for me and other three persons. They all gave assurance for our job and told us that for this purpose some amount is to be paid in advance and some amount is to be paid in installments. Initially I have paid Rs.5 lakh to them for me and by

taking from the relatives. Thereafter I have received a phone of Chamkaur Singh who said that he is out of station and asked me to give Rs.2 lakh to his wife Babaljit Kaur and then I have given Rs.2 lakh to Babaljit Kaur at their house Aklia. After passing of few days I have inquired about job then they said that job will be given within some days and asked to send our documents and remaining Rs.2 lakh. I have handed over our documents and remaining Rs.2 lakh. I have handed over our documents and more Rs.2 lakh to Kuljit Kaur mother of Chamkaur Singh. Total Rs.9 lakh paid to them. After passing of few months I have inquired about job from them then they have not given any satisfactory answer and said that they will get job within some time. They said all this telephonically on some occasions. After passing of one year on feeling of cheating with us I visited their house along with some respectable persons, they have not given any answer regarding getting of job and said they will return the money as there is no chance of job now and fixed date 31st March to return the amount but they have not returned us a single penny. They are making false promises to return the money and said that they will return the amount whenever they would have. Therefore by submitting the application it is requested that they all three have committed cheating with us for Rs.9 lakh in the name of getting job, so relevant action be taken against these three, our money be got returned and justice be given.”

A bare perusal of the FIR transpires that the petitioner was also part of the conspiracy and she played active role.

Learned counsel for the petitioner submitted that an amount of Rs.2,00,000/- was paid to the petitioner solely on the asking of her husband but her name is very much mentioned in the FIR and in the initial talks, he also allured the petitioner to take hefty amount for the purpose of securing job of the youth.

To the mind of this court, the petitioner is not entitled for bail.
Petition stands dismissed accordingly.

(RAJ SHEKHAR ATTRI)
JUDGE

December 13, 2018
m. sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No