

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

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**CRM-M-48234-2019(O&M)
Date of decision : 19.11.2019**

SIMRANJIT KAUR @ MANJIT KAUR

.....Petitioner

versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sandeep Verma, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of regular bail pending trial in a criminal case arising out from FIR No.308, dated 24.12.2016 registered under Sections 420/120-B IPC, at Police Station City Faridkot.

Petitioner is in custody since May, 2019. Previously, she was declared proclaimed offender in January, 2019 and on being arrested, she is in custody. Allegations made in the FIR have been noticed by the learned Court of Sessions in the order dated 11.10.2019, which is extracted as under:-

“3. Police record received and perused. Perusal of the same shows that the present case under Sections 420/120-B IPC, was registered after due enquiry on an application filed by Sukhvir Singh (complainant) son of Avtar Singh, resident of village Pacca No.3, for taking action against Jobanjit Singh, Jodha Singh, Mukhtiar Singh, Prem Singh Fauji, Makhan Singh, Narinder Singh, Raj Singh and Harpreet Singh (non applicants) and **Simranjit Kaur** (accused-petitioner), on the allegations that he (complainant) is resident of address afore-said. His father who is serving in Army, was willing to send him (complainant) abroad. Accused Prem Singh Fauji is colleague of his father and they worked together for about 4-5 years. He (Prem Singh Fauji) told

his father that his maternal nephew (bhanja) used to send people abroad and his father narrated this fact to him. Lateron, accused Jobanjit Singh assured him telephonically that he will send him Newzealand on work-permit basis, for which an amount of Rs.20,00,000/- will be charged, for which he agreed. Thereafter, accused told him to arrange money to the tune of Rs.5,00,000/- for preparing the documents and further apprised him that he along-with his group companions came to Faridkot. In March-2015, said Jobanjit Singh along-with Makhan Singh, Narinder Singh, Raj Singh, Harpreet Singh @ Laksh, **Simranjit Kaur** (accused-petitioner) came to Faridkot and complainant along-with his father Chhinder Singh and one Jagtar Singh met them at Old Bus Stand Faridkot. There-after, on the assurance of accused and his companions, he (complainant) handed-over Rs.4,50,000/- to Jobanjit Singh and in their presence, all the persons afore-said counted the cash and also took photo-state copies of certificate, Ration-card, Adhar Card and passport along-with his photographs from him. Persons afore-said further assured him that they will get arrange early viza as they have good relations in embassy being they run office at Delhi. Accused Jobanjit Singh called him at Delhi twice and to get prepare documents, they got deposited Rs.6,000/- in the account of Jobanjit Singh. There-after on the demand of said Jobanjit Singh, complainant deposited different amounts on different dates in the account of Jobanjit Singh and Raj Singh. Lateron, Jobanjit Singh told him that viza for Newzealand stopped for the time being and in the mean-time, they will arrange for some Government job. They called him to Calcutta and after some days, he received a message regarding result at website rrberesultsgov.in, upon which when he made a telephonic call to Jobanjit Singh that he had cleared the exam, Jobanjit Singh asked him to get deposit Rs.2,50,000/- in the account of Makhan Singh and he deposited said amount on 10.06.2015. On 19.06.2015, Jobanjit Singh along-with his companions called him to Calcutta and shown him an appointment letter. On their asking, he got deposited Rs.1,50,000/-, in the account of Jobanjit Singh and further on his asking, his uncle got deposited Rs.1,40,000/- in his account. He also got deposited Rs.3,00,000/- and Rs.1,00,000/- in the account of Simranjit Kaur (accused-petitioner). When he was called for training, accused Jobanjit Singh demanded Rs.1,50,000/-, which was got arranged by him, which he hand-over to Jobanjit Singh, Narinder Singh and Harpreet Singh @ Lokesh Masih. However, lateron, they came to know that the persons afore-said had cheated them and the appointment letter is fake & forged one.

Finally, a prayer for taking legal action against the accused-petitioner and others, for cheating him (complainant), was made.”

Learned counsel for the petitioner submits that the petitioner has been falsely implicated. He further submits that the petitioner has also been falsely implicated in other cases as another FIR has been registered by accused no.1-Jobanjeet Singh. He further submits that the case is triable by Magistrate and conclusion thereof is likely to take time.

Investigations are complete, challan has been presented and charges have been framed.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is in custody since May, 2019 and the trial of the case is likely to take long time, the petitioner is directed to be released on regular bail subject to furnishing of heavy bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

Accordingly the petition is allowed with the aforesaid directions.

November 19, 2019

nt

Whether speaking/reasoned

Whether reportable

(ANIL KSHETARPAL)

JUDGE

: Yes/No

: Yes/No