

THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46997-2021
Date of Decision: 10.11.2021

Sukhwinder Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Parminder Singh, Advocate, for the petitioner.

Mr. Harsh Chopra, Advocate, and
Mr. Manoj Kumar Sharma, Advocate, for the
complainant.

Harnaresh Singh Gill, J.

The petitioner seeks grant of anticipatory bail in case bearing FIR No. 76 dated 20.07.2021 registered at Police Station Kalanaur, District Gurdaspur, under Sections 420, 120-B IPC and Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014.

Learned counsel for the petitioner would contend that the petitioner has falsely been implicated in the present case; that as a matter of fact, the complainant himself is a member of a gang, which is engaged in duping the innocent people of their hard earned money on the false promise of sending them abroad; that two FIRs stand registered against the gang members, out of which one FIR was registered by the son of the petitioner; that the said gang has taken more than Rs.45 lakhs from Varinder Singh son of the petitioner and that the

present FIR is nothing, but a counterblast to the FIR got registered by the son of the petitioner.

After hearing the learned counsel for the petitioner, I do not find any merit in the present petition.

The petitioner along with other co-accused, at the instance of co-accused Harpreet Singh, is alleged to have extracted Rs.15 Lakh from the complainant for sending him to America, but instead, he was sent to Africa. The complainant stayed in Africa for three months and though he had requested the accused to send him to America, yet they gave him false assurance and later on they stopped picking up his phone. Faced with this situation, the complainant returned to India after having arranged money from his family members.

The allegations against the petitioner are very serious. As per the version contained in the FIR, the said amount of Rs.15 lakh was handed over to the petitioner and co-accused Harwinder Singh son of Mehar Singh, at the asking of accused Harpreet Singh, in the presence of father of the complainant and Hardeep Singh son of Amar Singh. As noticed above, the complainant was not sent to America and rather he was sent to Africa, wherefrom he had to come back after arranging money from his family members. It prima-facie, appears that the petitioner and other co-accused, have been operating under the directions of accused Harpreet Singh, who is alleged to be located at America. Thus, the custodial interrogation of the petitioner is required.

In view of the above, the petitioner does not deserve
the concession of anticipatory bail.

Dismissed.

10.11.2021
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(Harnaresh Singh Gill)
Judge

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