

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

103

CRM-M-61228-2023
Date of Decision : 20.12.2023

Baldev SinghPetitioner

VERSUS

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Amandeep Singh Manaise, Advocate,
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.48, dated 06.07.2023, under Sections 420, 406 and 120-B of the IPC, registered at Police Station Talwandi Bhai, District Ferozepur.

2. The allegations against the petitioner is that, one Kulbir Singh gets introduced the present petitioner with the complainant, and informs the complainant that he is working as an immigration agent, and therefore, the petitioner entered into a deal with the complainant for sending him to Canada, by charging a sum of Rs.12 lakhs. Out of which, half of the amount was required to be paid after issuance of visa, and remaining amount was to be paid after reaching Canada.

3. As a security an amount of Rs.2.40 lakhs was transferred in the account of co-accused Kulbir Singh, and thereafter, an amount of Rs.6.47 lakhs was transferred in the account of petitioner/accused.

4. Upon perusal of the FIR, it is further revealed that the petitioner provided fake visa, dummy hotel booking, travel ticket etc. to the complainant/ Therefore, in totality the petitioner has dupped the complainant to the tune of Rs.8.47 lakhs on the pretext of sending him to Canada.

5. During investigation, co-accused Kulbir Singh, was joined in the investigation and he categorically submitted that the amount of Rs.2.47 lakhs, was received by him, and the same was given to the present petitioner. Therefore, the co-accused has specifically disclosed about the involvement of the present petitioner in committing of cheating as well as forgery with the complainant.

6. The instant application, has been filed without giving any plausible reasons for grant of pre-arrest bail. Therefore, this Court is not inclined to grant the asked for prayer to the petitioner, in view of the specific allegation against the petitioner, as well as in view of the fact that he is required for custodial interrogation for recovery of the forged documents, and to ascertain the source from where the fake visa was procured by the present petition.

7. Dismissed accordingly.

December 20, 2023

dharamvir

(KULDEEP TIWARI)

JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No