



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-24263-2024 (O&M)

Date of decision: 05.09.2024

Simmi @ Simran Ghai

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Beant S. Seemar, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

Mr. Saurav Bhatia, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.52 dated 02.04.2024 under Sections 406, 420 of the Indian Penal Code, 1860, registered at Police Station City Nawanshahr, District SBS Nagar (Nawanshahr).

2. As per the learned counsel for the petitioner, the petitioner is innocent and has been falsely implicated in the present case. The complainant, with a pre-planned conspiracy, approached the family of the petitioner, with the intent to extort money under the guise of assisting her brother in relocating abroad. It has been asserted that in fact it is the complainant, who deceived the family of the petitioner by falsely claiming that she would settle abroad and secure a contract



CRM-M-24263-2024 (O&M)

-2-

marriage to help the petitioner's brother in settling in Canada. Furthermore, it has been asserted that it was on the insistence of the complainant, all formalities were handled through her agent, Saurabh Bassi, to whom a sum of Rs.13,90,000/- was paid, however, due to incorrect credentials being submitted by the complainant, her visa was denied by the U.K. Embassy, resulting in a ten year ban. It has still further been contended that the contract marriage was performed on 05.01.2023, but it was never consummated between the complainant and the petitioner's brother. It is still further submitted that the complainant and her agent, Saurabh Bassi, conspired to cheat the petitioner and falsely promise to send her to Canada. It has also been submitted that the complainant and her agent, Saurabh Bassi, rather conspired to cheat the petitioner and gave a false promise to send her to Canada for study purposes. Instead of returning the money, the petitioner has now been implicated in the present FIR.

3. It has been further submitted by the learned counsel for the petitioner that in compliance of order dated 23.05.2024, vide which the petitioner was granted the concession of interim bail and directed to join investigation, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Sohan Lal, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for her custodial interrogation.



CRM-M-24263-2024 (O&M)

-3-

5. In view of the above, the petition is allowed and interim order dated 23.05.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/438(2) of the Cr.P.C.

05.09.2024

Vinay

(MANJARI NEHRU KAUL)

JUDGE

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