



107

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

CRM-M-28063-2024

DATE OF DECISION: 29.05.2024

RANDEEP KAUR

...PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Amit Dhawan, Advocate for the petitioner(s).
Mr. J.S. Rattu, DAG, Punjab.
Mr. H.S. Oberoi, Advocate for the complainant.

SANDEEP MOUDGIL, J (ORAL)

This petition has filed for grant of anticipatory bail in FIR No. 108 dated 06.07.2023 registered under Sections 406/420 IPC and Section 13 of Punjab Travel Professionals (Regulation) Act, 2014 in which offence under Sections 212/120-B IPC were added later on at P.S. Shahkot, District Jalandhar Rural.

Learned counsel for the petitioner contends that the name of the petitioner was not named in the FIR though allegations were qua handing over of certain amount i.e. Rs. 2.50 lakhs thereafter, another Rs. 2 lakhs on different occasions but subsequently, vide GD No. 29 dated 11.03.2024 recorded by the police officials, it transpires that this fact could not be testified in the absence of transaction of said amount to any bank account run by the petitioner.

Learned State Counsel on the other hand has drawn the attention of this Court to the General Diary details No. 29 dated



CRM-M-28063-2024

-2-

11.03.2024 wherein it has been mentioned that agreement dated 27.07.2023 was also entered into with the complainant, on a stamp paper with the accused Nirmal Singh in which Nirmal Singh has admitted and named his own wife as well as present petitioner who is his sister that they have taken money to send complainant Sodhi Singh and his relatives to abroad.

It is on that account that an amount of Rs. 43 lakhs has been usurped by the petitioner and other co-accused persons by wrong means and duped the petitioner for sending the complainant and his family members abroad.

Learned counsel for the complainant points out another pertinent fact which would be material for consideration before this Court to adjudicate in the instant petition is that the main accused-Nirmal Singh and his wife-Kamaljit Kaur are on the run and have fled away to UK for evading arrest and on that account, investigation in the case has come to standstill. The Law Enforcing Agency is also helpless in proceedings in the matter any further.

At this stage, learned State Counsel informs the Court that look out notice has also been issued on 11.03.2024 qua aforesaid two co-accused persons.

Considering the aforesaid facts that other two co-accused persons are on the run and have in fact fled away from the country itself, with the sole belief that the police would not be able to caught hold of them



CRM-M-28063-2024

-3-

in UK after duping the present complainant with a huge amount of Rs.43 lakhs. Apart from that, this Court cannot lose sight of the fact that the petitioner along with other co-accused persons is running the business of immigration in violation of provisions of Punjab Travel Professionals (Regulation) Act, 2014 having no licence or authorization under the same.

In view of the above, this Court does not find any merit in the instant petition for grant of anticipatory bail to the petitioner, hence, the same is dismissed.

No order as to costs.

(SANDEEP MOUDGIL)
JUDGE

29.05.2024
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>