



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10018-2025
DECIDED ON: 20.02.2025

BHUPINDER KAUR VAID
.....PETITIONER

VERSUS

STATE OF PUNJAB
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Manoj Kumar Sharma, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. Relief

The jurisdiction of this Court has been invoked under Section 438 of the Code of Criminal Procedure (482 of BNSS Of 2023) for grant of anticipatory bail to the petitioner in case FIR No. 0007, dated 16.02.2024, under sections 406,420,120-B IPC registered at Police Station NRI (Hoshiarpur), District Hoshiarpur.

2. Prosecution story setup in the present case as per the version in the FIR as under:-

“The application UID No 1768248 dated 12-03-2020 was given by Jabir Kaur Maheru daughter of Sewa Singh resident of canal colony Ward No. 2 Garhshankar District Hoshiarpur at the office of Hon'ble ADGP/NRI Wing Mohali, whose Subject is " complaint against Jarnail Singh Vaid Son Sewa Singh Vaid Son Pyara Singh Vaid 2. Bhupinder Kaur Vaid Wife Jarnail Singh Vaid 3.

Hardev Singh Vaid 4. Maninder Pal Singh Vaid Son Jarnail Singh Vaid 5. Gurmeet Kaur Vaid Wife Sewa Singh & All are residing at H. No.433,Gali No.4,New Civil Line Hoshiarpur. Sir I am requesting you as under.

1. I am citizen of England and my England passport number is V 511535094. I had a house in England bearing No. 19 HAWTHORN ROAD BLAKENNALL WOLVERHAMPTON Dudly Road and that was I sold on 14-06- 2018 for RS. 96000-00 pounds and I remitted this money to Corporation Bank 593 Court Road Hoshiarpur in India and bank received the money on 15-06-18.3 All the offenses committed by Jarnail Singh Vaid my brother, Bhupinder Kaur his wife and their two sons Hardev Singh Vaid and Maninder Pal Singh Vaid and Gurmeet Kaur Vaid my mother and given beatings to me in house H.No. 433 after locking the room. They got the signatures on the cheques from to me and called the other two men and injected me on 12-08-2018 and I became unconscious. 4. When I regained consciousness on 13-08-2018, my brother Jarnail Singh got the signature and told to me regarding, send the money back to England and my cheques will not be misused in any way . I returned back to England on 14-08-2018 from to Amritsar. When I came to India on 02-03-2020 and updated the pass book from the bank, I came to know that RS.2.20,000/-, 16-08-2020 Rs: 18,25000/- 24-08-2018 RS. 50,00000/- 10-09-2018 RS. 10,00000/-21-09-2019 Jarnail Singh Vaid withdraw the amount from to my signed cheques. This huge amount transaction took place with the consent of Jarnail Singh Vaid and officials of CO- Operative Bank. The Hoshiarpur Bank officials also did not consider it appropriate to contact me and ask that a large amount of cash has been paid in your account. All members of this family live in one house. All the family members have

illegally and wrongfully withdraw the money from to my account for their own benefit and caused the loss to me and break my trust and committed fraud with me. Now I am homeless. I request that these accused persons caused loss to me and committed fraud with me, they shall be punished and justice be delivered to me. So that no one cheats the woman in the future (and all my money is returned). Thanking you. Due to this application a compromise was effected. Now my brother has back out from to the compromise. Therefore my complaint may kindly be re-opened.”

3. **Contention**

On behalf of the petitioner

Learned counsel for the petitioner contends that the petitioner is on better footing than the main accused i.e. the husband of the petitioner, who admittedly had taken loan from bank to the tune of Rs.16,03,716/- in the year 2017, has already been admitted to anticipatory bail by this Court vide order dated 14.05.2024 (Annexure P-1) passed in CRM-M-17785-2024. It has been contended on behalf of the petitioner that he is a man of clean antecedents as he is not involved in any other case.

He further submits that the petitioner is ready and willing to join the investigation and cooperate with the investigating officer concerned.

Notice of motion.

On behalf of the State

On the asking of the Court, Mr. Jaspal Singh Guru, AAG, Punjab accepts notice on behalf of the respondent-State, who does not controvert the aforesaid fact but opposes the prayer for grant of anticipatory

bail on the ground that the allegations against the petitioner are serious in nature.

4. **Analysis**

Be that as it may, considering the fact that the main accused namely Jarnail Singh Vaid has already been granted the concession of anticipatory bail by this Court vide order dated 14.05.2024 passed in CRM-M-17785-2024 and the fact that the petitioner is a man of clean antecedents as he is not involved in any other case, this Court finds no reason to deny the concession of anticipatory bail to the petitioner as she is ready and willing to join the investigation and cooperate with the investigating officer for furtherance of the investigation.

5. **Decision**

In the light of above, the petitioner is directed to be released on anticipatory bail subject to her joining investigation with the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to his satisfaction. The petitioner shall also abide by the terms and conditions as envisaged under Section 438(2) of Cr.P.C which are reproduced below :-

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court;

(iv) such other condition as may be imposed under sub-section (3) of Section 437, as if the bail were granted under that section.

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands disposed off.

20.02.2025

Poonam Negi

**(SANDEEP MOUDGIL)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*