

2025:PHHC:076364



102

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28602-2025
DECIDED ON: 19.06.2025

JASBIR KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

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

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

The jurisdiction of this Court has been invoked under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No. 127 dated 25/04/2025 under Sections 318(4)/61(2) BNS, 2023 and Section 13 of Punjab Travel Professionals (Regulation) Act, 2014 registered at Police Station Civil Lines Batala, District Batala.

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

“Application No. 4129- PGD dated 05/09/2024 to SSP Sahib Police District Batala Subject- Regarding playing of fraud of Rs. 48 lacs by travel agent Barinderpal Singh on the pretext of sending abroad. Sir, it is prayed that I Vikram Singh son of Sh. Gian Singh is resident of village and post office Tibber District Gurdaspur and I talked with

travel agent Barinderpal Singh son of Amarjit Singh resident of Murgi Mohalla Batala Police Station Civil Lines in order to send my son Sumkiratpal Singh and nephew Jasdeep Singh to Australia on work permit and this talk was through our known person Gurwinder Singh son of Manjit Singh resident of village Kaile Kalan PS Ghuman District Gurdaspur. On 20/07/2023 at Bus stop Naushera Majja Singh Police Station Shekhwan the above said agent Barinderpal Singh took stamp paper No. in PB21126868979720 and took the cheque of Rs. 5,40,000/- for my son and nephew. The deal was finalized in Rs. 49,00,000/- for sending my son and nephew to Australia on work permit and it was decided that the whole expenditure will be borne by Barinderpal Singh himself and then our deal was finalized in Rs. 48 lacs. and in Naushera Majja Singh alongwith cheques the passports and certificates of Sumkiratpal Singh and Jasdeep Singh were also given. On 20/07/2023 the cheque of Rs. 2,70,000/- was given to Barinderpal Singh and on 02/11/2023 the amount of Rs. 87,000/- was deposited in the account of agent Barinderpal Singh and thereafter on 12/01/2024 Rs. 3,80,000/- and on 09/03/2024 Rs. 18100/- through google pay, on 14/05/2024, Rs. 6,00,000/- deposited in the Account of Barinderpal Singh and on 14/05/2024 Rs. 6,00,000/- in the account of Jasbir Kaur wife of agent Barinderpal Singh, on 14/05/2024 cash of Rs. 4,00,000/- was paid to Barinderpal Singh and his wife Jasbir Kaur in their House and besides this for my nephew Jasdeep Singh on 20/07/2023 cheque of Rs. 2,70,000/- was paid to Gurwinder Singh who made our talk with agent Barinderpal Singh and then on 12/01/2024 an amount of Rs. 3,80,000/- was transferred in the account of agent Barinderpal Singh. On 02/03/2024 Rs. 1,30,000/- deposited in the account of Barinderpal Singh, on 09/03/2024 Rs. 18,100/- google pay to Barinderpal Singh, on 14/05/2024 Rs. 3,00,000/- were deposited in the account of Kamaljit Kaur who was known to agent Barinderpal Singh and this amount was deposited in the account of Kamaljit Kaur on the asking of agent Barinderpal Singh. On 14/05/2024, Rs. 4,00,000/- and then again Rs. 4,00,000/- total Rs. 8,00,000/- were deposited in the account of Barinderpal

Singh and on same day, the amount of Rs. 5,25,000/- in cash was given to Barinderpal Singh and his wife Jasbir Kaur in the house of Barinderpal Singh. On 30/05/2024, agent Barinderpal Singh sent my son and nephew to Malaysia and after struggling for one week my son and nephew came back and before this on 29/01/2024 the above said agent Barinderpal Singh brought VISA of Australia for my son and nephews and on checking those were found fake and now I am demanding the passport, School Certificates of Rs. 48,00,000/- of my son and nephew from agent Barinderpal Singh and Barinderpal Singh agent is threatening me by saying that I have links with higher officers and leaders and I will sent your family to jail by registering case against you and I have also links with high profile gangsters and I will finish your whole family. That on 24/08/2024 agent Barinderpal Singh made written agreement in his own handwriting that I will return your whole amount on 26/08/2024 on Monday and the photocopy of the same is attached alongwith the application. The whole amount was paid by me and my nephew by taking gold loan on interest but the agent Barinderpal Singh and his wife Jasbir Kaur and known person Kamaljit Kaur had played fraud with common intention. So it is prayed before you that the required legal action be taken against agent Barinderpal Singh son of Amarjit Singh, his wife Jasbir Kaur wife of Barinderpal Singh resident of Street No. 7, Murgi Mohalla Batala PS Civil Lines, Police District Batala and their one more partner Kanwaljit Kaur whose complete address is not known and justice be imparted to me. I shall be thankful to you yours faithfully, Sd/- (In Punjabi) Vikram Singh son of Sh. Gian Singh is resident of village and post office Tibber PS Tibber Tehsil and District Gurdaspur, M. 94174-08782, 80546-15015.”

3. **Contention**

On behalf of the petitioner

In compliance to the order dated 16.06.2025, learned counsel for the petitioner submits that an amount of Rs.3.50 lacs will be credited to the account of

the respondent/complainant within three days from today via RTGS after the respondent/complainant provided the bank details to the petitioner.

Notice of motion.

On behalf of the State/complainant

On the asking of Court, Mr. Sandeep Singh, AAG Punjab, accepts notice on behalf of respondent/State, whereas Mr. Amandeep Singh Manaise, Advocate has put in appearance on behalf of the complainant alongwith complainant namely Vikram Singh. The Bank account details have been provided, which are as under:-

Name: Vikram Singh, Bank Name: Punjab & Sindh Bank, Account No.05851000052155, IFSC Code: PSIB0000585, Branch Name VPO Sidhwan Gurdaspur.

Learned counsel for the petitioner further undertakes to pay Rs.2.5 lacs in the next 15 days i.e., latest by 03.07.2025 via RTGS in the same account, as has been recorded hereinabove.

4. **Analysis**

Considering the fact that in the light of undertaking given by the petitioner, complainant is not opposed to grant of anticipatory bail, this Court is of the considered view that there is no valid or cogent reason to deny the bail to the present petitioner, wherein she has *bona fide* intentions and is ready and willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

5. **Relief:-**

Hence, the petitioner is directed to be released on anticipatory bail subject to his joining investigation with the Investigating Officer concerned within a period of ten days 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 482(2) of BNSS, which are reproduced below:-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-

(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 480, as if the bail were granted under that section.’

It is, however, made clear that if any part of the above undertaking specifically regarding the deposit of Rs. 6 lakhs in two installments, as assured before this Court on behalf of the petitioner is not complied with, the anticipatory bail shall stand automatically cancelled

In the aforesaid terms, the present petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

19.06.2025

Meenu

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No