



**CRM-M-45641-2025 and
CRM-M-44020-2025**

-1-

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

Reserved on: 10th November, 2025

Pronounced on: 20th November, 2025

1. CRM-M-45641-2025

Amiri Lal

...Petitioner

Versus

State of Punjab

...Respondent

2. CRM-M-44020-2025

Nirmal Kaur @ Nirmala

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Satnam Singh Thakur, Advocate for the petitioners.
Ms. Sakshi Bakshi, Assistant Advocate General, Punjab.
Mr. Rajiv Joshi, Advocate for the complainant.

MANISHA BATRA, J :-

This common order shall dispose of the aforementioned two petitions seeking grant of pre-arrest bail in case bearing FIR No. 117 dated 19.06.2025 registered under Sections 316(2) and 318(4) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') registered at Police Station Maqsudan, District Jalandhar.

2. The aforementioned FIR was registered on the basis of a complaint moved by the complainant Joginder Singh, alleging therein that the petitioners, who are parents of Sunita Rani, and her other family members, approached his family members with a proposal to send Sunita Rani to England for academic purposes and to marry Jasveer Singh, grandson of the complainant, already residing in England, with Sunita Rani,



**CRM-M-45641-2025 and
CRM-M-44020-2025**

-2-

in order to secure permanent residency status for him. On the representation made by the petitioners and their other family members, the complainant and his family members agreed to the same. They incurred expenses to the tune of Rs. 25 lakhs approximately for making arrangements for sending Sunita Rani to England. The Shagun ceremony of Sunita Rani and Jasveer Singh was performed on 01.01.2015, and thereafter on 04.02.2015, Sunita Rani travelled to England to settle, but instead of meeting Jasveer Singh, she went to some undisclosed location, and when the present petitioners were contacted, they proclaimed that their objective was to let Sunita Rani go to England and the same had been achieved. They terminated the proposed matrimonial alliance between Sunita Rani and Jasveer Singh and bluntly refused to return the money to the complainant and his family members. They rather extended threats to the complainant to face dire consequences.

3. After registration of the FIR, investigation proceedings have been initiated and are underway. Apprehending their arrest, the petitioners jointly moved an application for grant of anticipatory bail, which was dismissed by the Court of the Learned Additional Sessions Judge, Jalandhar, vide order dated 29.07.2025.

4. It is argued by learned counsel for the petitioners that they have been falsely implicated in this case. Their two sons are already abroad. They had sent their daughter to England for study purpose by spending their own hard-earned money. FIR was registered against them only because of the fact that the petitioners had rejected the proposal of marriage of their daughter with the grandson of the complainant. Neither any money was taken by them from the complainant party nor was there any agreement as alleged by the complainant. The grandson of the complainant is also living



**CRM-M-45641-2025 and
CRM-M-44020-2025**

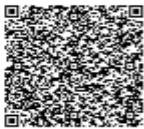
-3-

abroad for the last ten years, and therefore the story that the daughter of the petitioners could help him in availing permanent residency for him, is a concocted one. The petitioner, Nirmal Kaur, is a cancer patient and is under treatment. There is no proof of any transaction of money between the parties. They are ready to join the investigation. Their custodial interrogation is not required. Neither any recovery is to be effected from them. The subject offences are triable by the Magistrate. With these broad submissions, it is urged that they deserve to be extended the benefit of anticipatory bail.

4. *Per contra*, learned State counsel has argued that the petitioners, by hatching a conspiracy, had approached the complainant party to spend money for sending their daughter Sunita Rani to England for academic purposes, by giving a false assurance that they would facilitate permanent residency for Jasvir Singh. The complainant party incurred huge expenses for the IELTS examination fees of Sunita Rani and for making arrangements for sending her abroad. However, wrongful loss of money has been caused by the petitioners in furtherance of their dishonest intention. For conducting thorough and proper investigation in the matter, their custodial interrogation is a must. Recovery of money is also to be effected from them. Therefore, it is urged that the petition does not deserve to be allowed.

5. This Court has heard learned counsel for the parties at considerable length.

6. The petitioners are alleged to have cheated the complainant by inducing him/his family to part with a sum of Rs. 25 lakh on the premise that they would send their daughter abroad on study visa and secure permanent residency for the grandson of the complainant, who is already living abroad, by getting him married with Sunita Rani. As per the allegations, Sunita Rani



CRM-M-45641-2025 and
CRM-M-44020-2025

-4-

after reaching abroad did not even meet the grandson of the complainant. There is no document on record to show that the complainant party had spent any money for the purpose of sending Sunita Rani abroad. Neither any material has been placed on record to show that there was any agreement between the parties or that there was, in fact, any proposal for getting Sunita Rani engaged/married with Jasvir Singh. The fact whether the petitioners had any dishonest intention to cause wrongful loss to the complainant party and to cheat them, would be proved only on thorough assessment of the evidence to be produced during trial. The pre-trial incarceration of the petitioners is not required. It is also well settled that pre-trial incarceration should not be a replica of post-conviction sentence. Given the nature of the allegations and other factors peculiar to this case, there would be no justification for pre-trial incarceration. Accordingly, the petitions are allowed and the petitioners are ordered to be released on bail, subject to their surrendering before the Investigating Officer within a period of fifteen days from today and joining investigation and further, subject to their furnishing personal as well as surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate/CJM concerned.

7. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
8. Since the main petitions have been allowed, pending application, if any, is rendered infructuous.
9. Photocopy of this order be placed on the file of connected case.

[MANISHA BATRA]
JUDGE

20th November, 2025

Parveen Sharma	1. Whether speaking/ reasoned	:	Yes / No
	2. Whether reportable	:	Yes / No