



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212-1

CRM-M-46766-2025 (O&M)
Date of decision: 17.11.2025

Amarjit Kaur

...Petitioner(s)

VERSUS

State of Punjab

...Respondent(s)

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CRM-M-47285-2025 (O&M)
Date of decision: 17.11.2025

Jagraj Singh @ Raja

...Petitioner(s)

VERSUS

State of Punjab

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Arshdeep Singh Brar, Advocate for the petitioner(s).

Mr. Mohit Kapoor, Sr. DAG Punjab.

Mr. Sandeep Sharma, Advocate for
Mr. Rajesh Bhatheja, Advocate for the complainant.

VINOD S. BHARDWAJ, J. (Oral)

1. Both these petitions have been filed by two different accused persons for grant of concession of regular bail in case bearing FIR No.77 dated 14.05.2025 registered under Sections 108, 318(4), 61(2) of the Bharatiya Nyaya Sanhita, 2023 at Police Station Nihal Singh Wala, District Moga. Both these petitions are being decided by a common order.

2. Briefly summarized, the facts of the present case are that the



present FIR came to be registered on the statement of Beant Kaur, wife of Lakhvir Singh alias Lakhi son of Chand Singh. She stated that she got married in 2004 and two daughters were born out of the wedlock. The family was aspiring to move to Canada and in 2020, her husband Lakhvir Singh alias Lakhi, told her that he was in talks with Lakhvir Singh son of Piara Singh and his wife Amarjit Kaur for sending them to Canada and that Rs.40 lakhs would be required to facilitate the same. She stated that in the year 2021, her husband got transferred an amount of Rs.7 lakhs from the account of his friend Balwant Singh son of Harjinder Singh to the account of Lakhvir Singh son of Piara Singh. Moreover, an amount of Rs. 18 lakhs was paid in cash by her husband Lakhvir Singh and his nephew Harjinder Singh to Lakhvir Singh son of Piara Singh and his family including brother Jagraj Singh @ Raja, mother Gurdev Kaur and wife Amarjit Kaur. The remaining amount was to be paid after receipt of visa. The complainant further stated that Lakhvir Singh son of Piara Singh died about two months ago, but thereafter, his family took no steps to send them abroad and also did not return the money paid by them. The complainant alleged that they had cheated her husband on the pretext of sending the complainant's family abroad. She also stated that this amount was collected by her husband after selling his land and their daughter Muskan Mehfil Brar had acquired 7 bands in IELTS. Moreover, they had also moved an application before SSP Moga, which was inquired into and there was a talk of effecting a compromise between the parties. She alleged that the accused-Gurdev Kaur and Jagraj Singh @ Raja, residents of Himmatpura, told her husband that neither they



will send them abroad nor will return their money. She further alleged that her husband Lakhvir Singh @ Lakhi was under distress due to actions of the accused and at about 1.00/1.30 p.m. on 14.05.2015, her husband Lakhvir Singh @ Lakhi told her that he has consumed poisonous substance, due to harassment by the petitioners herein. She further got it recorded that she told this fact to her nephew Harinder Singh and they arranged a vehicle and got Lakhvir Singh @ Lahi admitted at Deep Hospital, Nihal Singh Wala, where, her husband also told to the Doctors that he had consumed poisonous substance due to harassment by the accused herein and later he passed away.

3. Learned counsel for the petitioner contends that Lakhvir Singh son of Piara Singh-brother of Jagraj Singh @ Raja (petitioner in CRM-M-47285-2025) and husband of Amarjit Kaur (petitioner in CRM-M-46766-2025) had been carrying on investments in stock market alongwith deceased-Lakhvir Singh @ Lakhi (husband of complainant-Beant Kaur). He contends that the bank statement appended alongwith the present petition clearly show that there was inter se transactions, including amounts to the tune of Rs.15 lakh, into the account of the deceased-Lakhvir Singh @ Lakhi (husband of the complainant). Hence, the present dispute is a case of money dispute arising out of investments in stock market and not in relation to any assurance of sending the complainant and her family abroad. He contends that be that as it may, the financial transactions were inter se between Lakhvir Singh son of Piara Singh-brother of Jagraj Singh @ Raja (petitioner in CRM-M-47285-2025 and husband of Amarjit Kaur (petitioner in CRM-M-46766-2025) who passed away around March-2025 i.e. nearly two



months prior to the registration of the instant FIR. The deceased-Lakhvir Singh @ Lakhi was thereafter pressing the petitioners herein and mother of Lakhvir Singh son of Piara Singh for refund of the differential amount, however, as the petitioners pleaded ignorance about the financial transactions and disowned the liability, they have been nominated as an accused. He contends that even the allegations per se do not make out sufficient ingredients for abetment of suicide. It is submitted that the petitioners have been in custody since 15.05.2025 and have undergone an actual custody of nearly 06 months. He further contends that the charges in the present case were framed on 03.09.2025, however, out of 17 prosecution witnesses, none have been examined so far. He further submits that the petitioners are not involved in any other case.

4. Learned counsel for respondent-State as well as learned counsel for the complainant do not dispute the aforesaid facts, however, counsel for the complainant contends that the deceased -Lakhvir Singh @ Lakhi had specifically stated that he had given money to the tune of nearly Rs.25 lakh for sending him and his family abroad and that neither the said amount was returned nor he was sent abroad by the accused and their family. It was under such compelling circumstances and financial distress that the Lakhvir Singh @ Lakhi committed suicide.

5. Counsel for the complainant contends that so far as the explanation with respect to the account statement and monetary transactions between both Lakhvir Singhs' are concerned, the same shall be gone into during the course of trial.



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6. Having heard the learned counsel for the respective parties and taking into consideration the aforesaid facts and circumstances including the period of custody of the petitioners, that no recovery is to be effected from them, that there would be disputed questions involved in present case with respect to the monetary transactions between Lakhvir Singh son of Piara Singh and Lakhvir Singh @ Lakhi (husband of complainant-Beant Kaur) coupled with the fact that the petitioners have clean antecedents and bearing in mind that the trial has not yet commenced and would take a long time to conclude, I deem it fit to allow both the petitions.

7. Accordingly, both the petitions are allowed and the petitioners in both the cases are ordered to be admitted to regular bail subject to their furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate concerned.

8. It is made clear that the petitioners shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

9. The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

(VINOD S. BHARDWAJ)
JUDGE

17.11.2025

Mangal Singh

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