



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207

CRM-M-53562-2025 (O&M)

Date of decision: 26.09.2025

Parahbjotkaur

...Petitioner(s)

VERSUS

State of Haryana

...Respondent(s)

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

Present :- Mr. Anil Rathore, Advocate and
Mr. Ashok Sharma, Advocate for the petitioner(s).

Ms. Chhavi Sharma, AAG Haryana.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail to the petitioner(s) in FIR bearing No.908 dated 22.09.2021, registered under Section(s) 302, 370, 406, 420, 506, 120-B of the Indian Penal Code, 1860 and Section 24 of the Immigration Act, 1924 at Police Station Sadar Karnal, District Karnal.

2. Briefly stated, the case of the prosecution, as set out in the First Information Report, is that the present FIR came to be registered on the complaint of Smt. Harmeet Kaur, widow of Shri Sahab Singh, resident of House No. 230, Gali No. 13, Basant Vihar, Karnal. According to the complainant, in July 2021, the accused persons, namely, Nirvair Singh, Palvinder Singh @ Pappu, Sonu, ASI Sukhdev Singh, and Prabhjot Kaur, entered into a criminal conspiracy with the object of cheating her on the pretext of sending her son, Vikram (since deceased), abroad on a working



visa to Greece. It is alleged that Nirvair Singh, who was residing in Greece at the relevant time, also communicated with the complainant, assuring her of arranging employment for her son in consideration of a sum of ₹10,00,000/-. Placing reliance on these representations, the complainant is stated to have reposed trust in the accused. On 16.08.2021, it is alleged that accused Sonu and accused Prabhjotkaur, who is the daughter of the complainant, obtained an amount of ₹3,30,000/- from her. On the very same night, Nirvair Singh made a telephone call to the victim Vikram, informing him that a digital air ticket was being arranged and instructing him to carry a sum of Euro 1,20,000/- to the airport on 17.08.2021. Pursuant thereto, the victim boarded a flight and reached Serbia on the morning of 18.08.2021. The complainant further alleged that her son continued to remain in contact with her until the afternoon of 25.08.2021 through telephonic and video calls, after which no further communication was received from him. On 31.08.2021, accused Sonu and Nirvair Singh visited the complainant's residence in Karnal. Upon noticing the presence of Nirvair Singh in India, the complainant grew suspicious and enquired about the whereabouts of her son. The accused, however, assured her that Vikram was in Greece. Despite her repeated efforts and inquiries through various sources, the complainant could not ascertain the whereabouts of her son. One Davender Singh, who had travelled abroad along with Vikram, informed her that Vikram had never reached Greece with him. Subsequently, the complainant and her relatives convened a Panchayat, wherein Nirvair Singh and Palvinder Singh were summoned. However, instead of furnishing any satisfactory



explanation, they persisted in demanding the remaining amount of ₹3,50,000/- and sought further time. The whereabouts of Vikram, however, remained unknown. It is further alleged that co-accused ASI Sukhdev Singh, who was then posted as ASI at Police Station Barara, District Ambala, instead of assisting, extended threats to the complainant.

3. Learned counsel for the petitioner contends that the petitioner has undergone an actual custody of more than 03 years 02 months and 18 days (including custody as undertrial) and that only 10 out of the total 19 prosecution witnesses have been examined so far. He contends that the petitioner does not suffer from any criminal antecedent(s) and even as per the testimony of the Investigating Officer at the stage of the investigation of case, there was no evidence collected with respect to commission of offence under Section 302 of the Indian Penal Code, 1860, hence, the said offence stands deleted at the time of filing of the charge-sheet. He contends that the entire case of the prosecution is based on the conjectures and that the crucial element of death of Vikram Singh has also not been established so far.

4. Learned counsel for respondent-State, on the other hand, reiterates the allegations levelled and contends that the petitioner alongwith the other co-accused had orchestrated elimination of deceased-Vikram Singh. She however is not in position to dispute that the petitioner has undergone an actual custody of 03 years 02 months and 18 days and that he is not involved in any other case.

5. Having heard the learned counsel for the parties and taking into consideration the period of actual custody, stage of the trial, lack of criminal



207 CRM-M-53562-2025 (O&M)

antecedents and bearing in mind that the conclusion of the trial is likely to take a long time, I deem it fit to allow the instant petition.

6. Accordingly, the instant petition is allowed and the petitioner is ordered to be admitted to regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate concerned.

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

8. 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

26.09.2025
Mangal Singh

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