



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

113

CRM-M-44869-2025 (O&M)

Date of decision: 05.03.2026

Sarabjit Singh

...Petitioner(s)

VERSUS

State of Punjab

...Respondent(s)

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

Present :- Mr. Sandeep Kumar, Advocate for the petitioner(s).

Mr. Mohit Kapoor, Sr. DAG Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. This first petition has been filed for grant of regular bail to the petitioner(s) in case bearing FIR No.08 dated 10.04.2024, registered under Section(s) 406, 420, 120-B of the Indian Penal Code, 1860 and Section 24 of the Emigration Act, 1983 at Police Station NRI, Ludhiana Rural.
2. FIR in the present case was registered on the application of Jagjeet Singh. The relevant part thereof reads thus:-

“Application No. 240840, Dated 21.09.2023, from Jagjeet Singh, son of Waheguru Singh, resident of Village Jhorra, Tehsil Raikot, District Ludhiana, the application related to the filing of a case has been received through postal mail. The contents of the application are as: To the Honorable ADGP, NRI Wing, Mohali. Subject: Regarding the fraud of ₹. 19 lakhs in the name of sending abroad (Canada) against

Balveer Singh, son of Malkeet Singh, resident of Raikot, Thana City Raikot, Mobile Numbers: 97807-80519, 84277-09519. Respected Sir, it is requested that I, Jagjeet Singh, son of Waheguru Singh, a resident of Village Jhorra, Tehsil Raikot, District Ludhiana, working in the shuttering business. I went to attend a friend's wedding, where I met Gurvir Singh. Gurvir Singh asked me what I do, and I replied that I work in shuttering. He then told me that he could send me abroad to Canada on a work permit as his friend works in immigration, and he introduced me to his friend, Balveer Singh, his firm Eagle Immigration near GHG College Sudhar. Gurvir Singh introduced me and my father to Balveer Singh. Subsequently, Balveer Singh told me that the total cost would be 19 lakhs. He took my passport, and then above said persons got transferred ₹5,50,000/- (Five Lakh Fifty Thousand Rupees) from me into the ICICI Bank Branch in Chandigarh, account number 134101509693. The Bank Statement is attached herewith. Later, Balveer Singh again asked me to transfer ₹ 12,00,000/- (Twelve Lakh Rupees) into his account number 920010008545369, and I transferred 11,50,000/- (Eleven Lakh Fifty Thousand Rupees) into his account (It is herewith bank statement). After that, the above said Balveer Singh took 2,00,000/- (Two Lakh Rupees) in cash. Subsequently, Balveer Singh took a stamp of 100/- from me and gave me an affidavit. The copy of the affidavit is attached herewith. After receiving

the money, the above said persons gave me a passport with a visa stamped on it. However, when I checked the visa, I noticed that the stamp appeared dull. I come to know thereon that the visa and ticket were fake. I went back to these persons, and they assured me that they would get my visa reprocessed. They gave me a fake application number and continued to mislead me. Until now, Balveer Singh has been threatening me, saying that he will not return my money and that I can take any action. Respected Sir, the above said persons have defrauded me of ₹19 lakhs under the pretext of sending me abroad. I request that legal action be initiated against them. I will be highly grateful to you. Date: 13th September 2023, Yours faithfully, Jagjeet Singh, Son of Waheguru Singh, Resident of Village Jhorra, Tehsil Raikot, District Ludhiana, Mobile Number: 99148-82025. The above application has been marked for investigation by the NRI Police Station, Ludhiana Rural. In the report, the investigating officer from NRI Police Station, Ludhiana Rural, has written that the investigation of the application was conducted by me, the investigating officer, Hardeep Singh.

The above application has been marked for investigation by the NRI Police Station, Ludhiana Rural. IN Report, investigating officer from NRI police station Ludhiana Rural has written that the investigation of the application has been conducted by him. The investigating officer Hardeep Singh

mentioned that during the investigation, both parties provided statements, and from the records, it was found that Jagjeet Singh wanted to go abroad.

Harpreet Singh, a resident of his village, informed him that his cousin sister JasveerC-1 and her husband Balveer Singh R-1 are doing work of sending abroad. Their office Eagle Immigration is near to GHG College, Sudhar Road, Raikot. Jagjeet Singh visited their office C 1 and met Jasveer Kaur R-1, who discussed with Jagjeet Singh C-1 regarding sending him abroad on a work permit for a cost of 19 lakhs. They asked to deposit the money after taking passport along with other documents of Jagjeet Singh C-1. Jagjeet Singh C-1 deposited money in the account of Sarabjeet Singh and Balveer Singh from his account number and his father Waheguru's PNB account No. 00492191042646 and UCO Bank account No. 14390100006837 and Jagjeet Singh C-1 UCO Bank account no. 14390110001455. He deposited Rs.2,00,000/- in the account of Balveer Singh on 21.10.2021 and on 22.10.2021 Rs.4,50,000/- and on 22.10.2021 Rs.5,00,000/-. Apart from that Jasveer Kaur etc. deposited in the account of her known Sarabjeet Singh on 06.09.2021 Rs.50,000/-, on 10.09.2021 Rs.5,000/-, on 07.10.2021 Rs.3,00,000/- and on 08.10.2021 Rs.2,00,000/- and Jasveer kaur took her Visa processing fees Rs. 1,50,000/- in cash from Jagjeet Singh. Balveer Singh had prepared one affidavit also regarding sending Jagjeet Singh

abroad and regarding amount taken by him. The copy of the same is attached with the report. Jagjeet Singh asked Jasveer Kaur and Balveer Singh R-1 to return his money because of not getting his Visa/not sending abroad, however, they continued to make excuses. In this regards Balveer Singh compromised also Jagjeet Singh C-1 regarding return of amount taken by him. However, money was not returned to Jagjeet Singh. During the investigation, time was taken to discuss the return of the money, but later-on, the parties involved failed to appear at the police station. Further attempts to serve the summons resulted in the house being locked, and they could not be located. From the record and facts indicate that Jasveer Kaur and her husband, were involved in the business of sending people abroad. They defrauded Jagjeet Singh by taking approximately Rs. 19 lakhs in the name of sending him to Canada on a work permit, but they provided him with a fake visa and did not send him abroad. Thus, it has been recommended that a case be filed against Jasveer Kaur (wife of Balveer Singh) and Balveer Singh (son of Malkeet Singh), residing at House No. 130-A, Green City, Raikot Barnala Road, Ludhiana, under Sections 420, 120-B of the IPC, and Section 24 of the Immigration Act, 1983, at Police Station NRI, Ludhiana Rural. The recommendation for filing the case has been sent with the investigation report under letter number 205-5/C, NRI/LDH R, dated 25.03.2024 to the Hon'ble DSP, NRI Ludhiana and he agreed with the report of

Officer-in-charge, police station NRI Ludhiana and wrote that as per the report of Officer-in-charge, police station NRI Ludhiana.”.

3. Learned counsel for the petitioner contends that the petitioner has been in custody since 28.01.2025 and has undergone an actual custody of more than 01 year and 01 month in the present case. He contends that the investigation in the present case has been completed and the offences are triable by a Court of a Magistrate. He submits that the petitioner was nominated as an accused in the present case on the disclosure of the co-accused, however, the said co-accused have already been granted the concession of bail. He contends that there is no attribution to the petitioner qua allurement or inducement. He further contends that in the present case, the final report was submitted on 19.03.2025, but the charges have not yet been framed, hence, the trial is yet to commence.

4. Learned counsel for respondent-State, on the other hand, contends that the petitioner is involved in a large number of cases. He, however, does not dispute that the final report was submitted on 19.03.2025, yet, the charges have not been framed despite a lapse of nearly 11 months. It is also not disputed that total 14 witnesses cited by the prosecution are also to be examined.

5. Responding to the above, counsel for the petitioner contends that in most of the cases, the petitioner has already been granted the concession of bail.

6. In view of the above facts and circumstances and without commenting on the merits of the case, I deem it fit to allow the instant

petition.

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

8. 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.

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

05.03.2026

Mangal Singh

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