

IN THE COURT OF MRS. PAMELPREET GREWAL KAHAL
ADDITIONAL SESSIONS JUDGE, FAZILKA

BA-2997-2025

CNR No. PBFZC000-7516-2025

Date of Institution: 17.10.2025

Date of Decision: 04.11.2025

Gagandeep Sharma, aged about 44 years son of Sham Lal, resident of near
Kameana Gate, Mohalla Mahikhana, Faridkot.

.....Applicant

Versus

State of Punjab

.....Respondent

FIR No. 87 dated 23.09.2025

U/s. 318(4),61(2) BNS

Police Station: Amir Khas

Present: Sh. Raj Bahadar Singh, Advocate for Applicant/Accused
Ms. Shaminder Jeet Kaur, Ld. Additional PP for the state.

Bail application Under Section 482 BNSS of 2023.

ORDER:

This order of mine shall dispose of the anticipatory bail
application of accused-applicant Gagandeep Sharma.

2. In brief, the allegations levelled by the complainant Surjeet
Kumar against applicant-accused Gagandeep Sharma and others that he is an
agriculturist and he has a son namely; Navit Pandhu, who wants to go abroad,
on which Taljeet Singh, friend of Navit Pandhu, arranged a meeting with the

Pamelpreet Grewal Kahal
Judge, Special Court,
Fazilka/UID PB00304

applicant-accused and other and the applicant-accused came to the house of complainant and demanded Rs.200000/- for sending Navit Pandhu, son of complainant, to U.K. They also demanded some amount in advance, on which complainant paid Rs.9570/- on 23.11.2024 and thereafter, as demanded by the accused, complainant paid total Rs.5,13,650/- to the accused party. Accused party also took passport and other documents of Navit Pandhu with them. Thereafter, on inquiry, complainant came to know that accused party applied for visa after preparing forged documents and they also got banned the visa for 10 years and to clear this ban, they further demanded Rs.2,00,000/- from them in addition to Rs.20 Lacs. In this way, accused party have cheated the complainant to the tune of Rs.5.13.650/-. Thereafter, neither accused have sent Navit Pandhu, son of complainant, to abroad nor they have returned the amount. On the basis of these allegations, case has been got registered against the applicant-accused and other.

3. Upon notice record is produced and same is perused. Report of Ahlmad seen that this is the first bail application of the accused-applicant.

4. Ld. Counsel for the accused has argued that applicant-accused has been falsely implicated. No recovery is to be effected from the applicant-accused. With these submissions prayer for bail was made. On the other hand, Ld. Additional PP for the state opposed the bail of the applicant-accused and prayed for dismissal of the same.

5. I have heard the submissions of the Ld. APP and the Ld. Counsel for the accused.

6. In the case at hand, as per prosecution, allegations against the applicant-accused are serious in nature that applicant-accused alongwith co-accused took Rs.5,13,650/- from the complainant under the pretext of sending the son of the complainant abroad, but failed to do so. The police has submitted that there is record of bank transactions regarding said amount. The averments of the accused that Daljit Singh is the main person to whom the payment was made and he has not been arrayed as accused in the present FIR, is not a ground to grant him anticipatory bail. The role of the present applicant-accused and the of modus operandi used by the accused is under investigation. As such, no exceptional circumstances are made out in favour of the applicant-accused for grant him benefit of anticipatory bail. Moreover, concession of anticipatory bail under Section 482 of BNSS is of extraordinary character and same is to be exercised sparingly in exceptional circumstances, but accused/applicant has failed to make out such a case for grant of anticipatory bail in his favour. As such, accused/applicant does not deserve any concession of anticipatory bail. Consequently, present anticipatory bail application moved by accused/applicant Amrik Singh is hereby dismissed.

6. However, any observations made herein above shall have no effect on merits of main case. Police record be returned, whereas bail application file be consigned to the Record Room after due compliance.

Pronounced in Open Court.

Date : 04.11.2025.

**PAMELPREET GREWAL KAHAL
ADDITIONAL SESSIONS JUDGE
FAZILKA (UID no.PB0304)**

Typed by: Jasvir Steno

Pamelpreet Grewal Kahal
Judge, Special Court,
Fazilka/UID PB00304

Present: Sh. Raj Bahadar Singh, Advocate for Applicant/Accused
Ms. Shaminder Jeet Kaur, Ld. Additional PP for the state.

Record produced, same is perused. Arguments heard. Vide my separate detailed order of even date, instant bail application has been dismissed. Police record be returned. Copy of order be placed in the main file/remand papers, if any, whereas bail application file be consigned to the record room after due compliance.

Pronounced in Open Court.

Date : 04.11.2025.

**PAMELPREET GREWAL KAHAL
ADDITIONAL SESSIONS JUDGE
FAZILKA (UID no.PB0304)**

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