

**IN THE COURT OF SH. GURMOHAN SINGH,
ADDITIONAL SESSIONS JUDGE, MANSA.**

PBMN010009742025



Presented on : 12.03.2025
Registered on : 12.03.2025
CIS No. : BA/309/2025
Decided On : 21.03.2025

Raj Singh Bhullar, aged about 46 years, son of Darshan Singh, resident of village Jawaharke, P.S. City-1 Mansa, Tehsil and District Mansa.

.....Applicant/Accused

Versus

State of Punjab

**First bail application under Section 482 of the
BNSS for grant of anticipatory bail to the
applicant/accused**

Present: Sh. B.C. Goyal, Advocate, Ld. Counsel for the
applicant-accused.
Sh. D.S. Sra, Ld. Addl.P.P for the respondent-State.

ORDER

1. The present bail application has been filed by accused/applicant Gurmail Singh under the provisions of Section 482 BNSS, in FIR No.62 dated 25.04.2023, under Section 420, 406, 120-B of IPC, registered at Police Station Bhikhi, District Mansa.
2. Notice of the bail application has been issued to the State. Learned Additional Public Prosecutor for the State has appeared. Police record has been produced.

3. Learned counsel for the applicant/accused submits that the accused/applicant is innocent and has been falsely implicated in the present case. Further submits that applicant/accused has never committed any such offence as alleged in the FIR and he has been falsely implicated in this case. Further submits that nothing is to be got recovered from the applicant/accused and even no amount has been credited in the account of the applicant. Further submits that the complainant has taken the different pleas on many occasions and version of the complainant is not reliable. Further submits that accused/applicant is permanent resident of the given address and is ready to join the investigation and thus prays that the present bail application may kindly be allowed.

4. Learned Addl.PP for the State submits that the present FIR has been registered on the statement of complainant Beant Singh regarding the fact that the accused persons including the applicant have duped the complainant party for the huge amount of Rs.8,10,000/- being received from the complainant in order to procure the job in the railway for his son Davinder Singh and the friends of his son namely Jasmail Singh and Bindu Singh. Learned Addl.PP submits that neither the job has been provided to them nor the amount has been given back and the FIR has been registered after the detailed enquiry conducted by the senior police official of the rank of DSP. Further submits that the recovery is to be effected and the offence is serious in nature and thus prays that the present bail application may kindly be dismissed.

5. After hearing learned counsel for the applicant/accused, learned Addl.PP for the State and perused the record, it reflects that the present FIR has been registered on the complaint of complainant Beant Singh against the present accused/applicant Raj Singh Bhullar and non-applicants Rajdeep Singh and Vipin Kumar. It is the fact that it is the specific allegation of the complainant that the accused persons have taken Rs.8,10,000/- i.e. Rs.2,70,000/- from the complainant in order to get the job procured in the railway department for his son Davinder Singh and Rs.2,70,000/- from Bindu Singh and Rs.2,70,000/- from Jasmail Singh. It is the fact that as per the prosecution, one compromise was also effected between the parties on 25.09.2019, as per which the present applicant/accused Raj Singh has admitted that he has got only Rs.6,80,000/- and rest of the money are with the other accused persons and the said agreement was also executed that the amount would be paid back and the cheque was issued in favour of Rakesh Kumar but the said cheque was also got dishonoured. Further record reflects that one complaint was earlier filed, which was marked to the DSP and in the enquiry conducted by the DSP, nothing was found against the accused persons and the said file was consigned. It is the fact that the present complaint was moved in the year 2022, whereas it is alleged that the agreement was executed in the year 2019. Further, it is the version of the complainant that the amount has been paid in cash, whereas there is no such document brought on the record as per prosecution, from where it

could not be reflected that the complainant's son and his friends have applied for any railway job. Thus, without commenting anything on the final merits of the case and taken into consideration the facts that the entire version of the prosecution is a matter of evidence to be seen at the time of trial, accused/applicant is directed to join investigation on 25.03.2025 at 11:00 AM before IO/SHO and furnish the bail bonds/surety bonds to the satisfaction of the Investigating Officer/SHO. In the meantime, the accused/applicant is granted interim bail subject to furnishing of bonds with the following conditions:-

(i) the applicant shall make himself available as and when required by the Investigating Officer.

(ii) the applicant shall not induce/threat any of the prosecution witnesses or tamper with the evidence in any manner.

(iii) the applicant shall not leave India without prior permission of the Court.

Adjourned to 26.03.2025 for awaiting report of the Investigating Officer.

Pronounced in open Court

Dated : 21.03.2025

(Gurmohan Singh)
Additional Sessions Judge
Mansa.
(UID No. PB0573)

Tarsem Kumar, Stenographer Gr. II.

Gurmohan Singh
Additional Sessions Judge
Mansa.