

CNR NO. PBLD01-013039-2026
B.A. No. 5175/2026
Date of Order: 08.07.2026.

State of Punjab

Versus

Amit Kumar Ahuja son of Neetu Ahuja alias Hari Chand Ahuja, resident of Gali No.1, Shanti Nagar, Karnal (Haryana).

.....Applicant/accused

[Application for Bail U/s 483 of BNSS.]

Present: Shri Rushil Jindal, Addl.PP for the State
Sh. Shyam Atkan, Adv. for applicant/accused.

ORDER:-

The instant fourth bail application under Section 483 of BNSS in case FIR No.47 dated 21.03.2023, under Sections 420 and 406 of IPC, P.S Focal Point, Ludhiana has been filed on behalf of applicant/accused.

2. Upon notice, Additional Public Prosecutor appeared on behalf of State. Record was summoned.

3. I have heard the Ld. counsel for the applicant/accused and Ld. Addl. Public Prosecutor for the State and have gone through the record.

4. This case has been registered at the instance of one Nitin Garg to the effect that he runs his business under the name and style of Shiva Shakti Enterprises at Phase-8, Focal Point, Ludhiana. His son Harshit Garg is studying at Lakehead University at Canada, whose college fees was to be deposited in December, 2021. He talked with his friend Rohit Sharma son of Ashok Kumar Sharma, who assured him that his near relative Amit Kumar Ahuja, who is working in Immigration will get their work done. On his assurance, complainant contacted the accused Amit Kumar Ahuja, who assured to deposit the fee of his son. On 03.12.2021,

accused stated that he has deposited 17,000/- Dollar (Canadian) in University of his son at Canada and accordingly complainant gave Rs.5 Lacs to the accused on 05.12.2021 and Rs.5,35,000/- on 13.12.2021 in the presence of Rohit Sharma. The complainant further asked the accused to deposit the fees of his nephew Bhargav Garg son of Vikas Garg at Canada. The accused Amit Kumar Ahuja stated that he has deposited the fees of Bhargav Garg in the sum of 16,225 Canadian Dollars at Niagara College, Canada on 23.12.2021 and accordingly, complainant gave Rs.10,25,000/- in cash to Amit Ahuja in the presence of Rohit Sharma at his Focal Point, Factory, on 27.12.2021. Later on, the complainant came to know that the fee deposited for his son to the tune of 17,000/- Dollars was returned by the concerned University and accordingly complainant contacted the accused Amit Kumar Ahuja, who again deposited 17,015 Dollars in the University of Harshit Garg at Canada. Similarly, 16,225 Dollars were deposited as fees of Bhargav Garg but the same was again returned from the account of University in the account of Amit Kumar Ahuja. The complainant came to know that though the accused Amit Ahuja used to deposit the fees of his son and nephew, but managed to get the same returned to his account from the account of University. Complainant even got an email from the concerned Universities in this regard. Due to non-deposit of fee in time by the accused, the complainant had to not only deposit the entire fees but had to deposit late fee charges in the form of 3,000 Canadian Dollars. Thus, the accused had though taken fees from the complainant but has not deposited the same. The complainant parted with approximately Rs.22,10,000/- with the accused in order to deposit the fee of his son and nephew at Canada, which the accused, though deposited but got it returned to his account. The complainant asked Amit Kumar Ahuja to return his amount of Rs.22,10,000/-, however, the accused did not return the same and thus committed a fraud upon the complainant.

5. Applicant/accused prayed for the bail by contending that he is innocent and has been falsely implicated in this case. Moreover, the applicant/accused is in custody since 04.06.2025 and nothing has to be

recovered from him. He further contended that charge in the present case has already been framed on 19.05.2026. The applicant/accused is in custody since his arrest, thus, he prayed for allowing the bail.

6. Learned Addl. PP for the state opposed the bail application on the ground that the applicant/accused has committed serious offence. In view of the gravity of the offence, he prayed for dismissal of present bail application.

7. After hearing learned counsel for the applicant/accused and learned Addl. PP for the state, this court is of the considered view that no doubt, challan in this case has been presented, but the material witnesses are yet to be examined. No new facts have been brought on record since the passing of earlier order on bail application of deceased vide order dated 01.08.2025.

8. Keeping in view the allegations against the applicant/accused being of serious nature, this Court is of the considered view that the applicant/accused is not entitled to the concession of bail and accordingly, same stands dismissed. Record of the trial court be returned. Bail application be consigned to the record room.

Pronounced in open court

on: July 08th, 2026.

Manoj Kumar, Sg.-1

(Dr. Gurpreet Kaur)

Additional Sessions Judge
Ludhiana(UID PB0221)

Note This order has been directly dictated on computer.