

Bail Application No.67 of 05.02.2019
CIS No.BA-249 of 2019

Present:- Sh. S.S. Sidhu Advocate, counsel for accused.
Sh. Rajiv Chaudhary, Additional PP for the State.
Sh. G.S. Gill, Advocate, counsel for complainant.

Police file received.

2. Heard on bail application filed under section 438 Cr.P.C by applicant/accused Jaswinder Kaur alias Soni wife of Parsan Singh, in FIR No.07 dated 14.01.2019, under sections 420/120-B IPC, Police Station, Makhu, District Ferozepur.

3. Barjinder Singh son of Sukhmander Singh moved complaint to the police to the effect that he wanted to go to Kuwait. Parsan Singh @ Bhola came to his house and told him that he himself is in Kuwait and will take him. He asked him (complainant) to do a course of driving JCB machine and to get the passport. He did JCB driving course and thereafter course of cook at his asking. Thereafter, he asked him to send him to Kuwait whereupon he (Parsan Singh) asked him to pay Rs.1,60,000/-to his wife Smt. Soni. Thereafter, he told that his visa is likely to be received and Rs.2,50,000/- are to be deposited. Parsan Singh took Rs.4,50,000/-in total from him and took him to Kuwait. He was in hiding there. When Kuwait police came to know, he was apprehended and sentenced to 2½ months imprisonment. After completing his sentence, he came to India. Thereafter, Parsan Singh had been promising him to return the amount but to no effect. He has been cheated. Action be taken. On the basis of this complaint and subsequent enquiry conducted by incharge Economic Offence Wing, Ferozepur, FIR was registered.

4. Sh. S.S. Sidhu Advocate has argued that accused is innocent. She has been implicated being wife of main accused Parsan Singh. She had not deceived the complainant in any manner. She is running her beauty parlor and has no concern with going of complainant to Kuwait. She is ready to surrender and join investigation. She should be granted anticipatory bail.

5. On the other hand, learned Additional PP assisted by Sh. G.S. Gill Advocate has opposed the bail application and has argued for dismissal of the bail application.

6. I have considered the respective submissions and have gone through the file.

7. As per allegations, accused paid Rs.4,50,000/-to Parsan Singh, out of which he paid Rs.1,60,000/-to applicant/accused Jaswinder Kaur, wife of Parsan Singh. Complainant was taken to Kuwait with a promise of employment but he was arrested by the police there, remained in custody and thereafter had to return to India. In this way, complainant was cheated by accused Parsan Singh as well as applicant/accused Jaswinder Kaur. Recovery of the amount is yet to be effected. Applicant/accused Jaswinder Kaur is none else but wife of main accused Parsan Singh and also received part of the amount from the complainant. So considering all these facts, she is found not entitled to the relief of anticipatory bail. As such bail application is dismissed. File be consigned to the record room.

Announced in open court.
Dt: 14.02.2019.

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Sd/- (K.K. Goyal)
Addl. Sessions Judge,
Ferozepur.
(UID No. 117)