

**IN THE COURT OF MOHIT BANSAL, ADDITIONAL SESSIONS
JUDGE, GURDASPUR.**

1. Balbir Singh Dhillon son of Bahadur Singh,
Resident of H.No.74, Grain Market, Paschim Vihar, Backside
Verka Mil Plant, Jalandhar City, Punjab.
2. Usha Rani wife of Balbir Singh Dhillon,
Resident of H.No.74, Grain Market, Paschim Vihar, Backside
Verka Mil Plant, Jalandhar City, Punjab.
3. Sada Sukh Pawan Singh Dhillon son of Balbir Singh Dhillon,
Resident of H.No.74, Grain Market, Paschim Vihar, Backside
Verka Mil Plant, Jalandhar City, Punjab.

.....Accused/Applicants.

Vs.

State of Punjab

.....Respondent

First bail application under Section 482 BNSS

Present: Sh. Bharat Puri, Advocate, learned counsel for
accused/applicant.
Sh. Harpal Singh, learned Addl. Public Prosecutor
for State.
Sh. Uttam Sandhu, Advocate, learned counsel for
complainant.

ORDER

1. Present bail application has been filed by
accused/applicants seeking their pre-arrest bail under Section 482 of
BNSS in FIR No.47 dated 24.02.2026 under Section 420/120-B of
IPC P.S. Dinanagar.

2. Upon notice, learned APP for the State put in appearance
on behalf of the State. Police record has been produced by ASI
Jarnail Singh, No.190/GSP, P.S. Dinanagar.

3. Briefly stated that it has been mentioned in the bail application that accused/applicants are innocent and have been falsely implicated in the present case. Prayer for grant of bail has been made.

4. Reply to the bail application has not been filed.

5. The learned counsel for applicants submitted that version of the complainant is that Rs.2,80,000/- were spent by him on the air tickets of Gursakat Dhillon is false. He referred to the bank account statement of Balbir Singh father of Gursakat Dhillon as per which Rs.2,69,000/- has been paid to Bipasha Aviation Pvt. Ltd. on 20.08.2021. The learned has submitted that some amounts have been paid to Shamsheer Singh. He further submitted that Gursakat Dhillon has paid various amount to Shamsheer Singh after he reached Canada.

6. The learned counsel further submitted that notice of the case is required to be given with two weeks whereas notice of the case has been sent after 153 days. He further submitted that first notice of accused was not delivered and no permission was taken for second notice.

7. The learned counsel further submitted that divorce has already been granted to Gursakat Dhillon and Shamsheer Singh had appeared in that case. He lastly submitted that all contents of the FIR are false and FIR has been lodged for extorting money. Upon this, prayer has been made that bail application may be allowed.

8. On the other hand, the learned APP for the State assisted by Sh. Uttam Sandhu, Advocate, counsel for complainant submitted that Darabar Singh complainant is father of Shamsher Singh. He further submitted that Shamsher Singh was married with daughter of applicant No.1 Balbir Singh Dhillon. He further submitted that Rs.21,62,000/- were spent by complainant Darbara Singh and Gursakat Dhillon sent Canada on 29.08.2021 and thereafter, Shamsher Singh went abroad i.e. Canada on 10.04.2023. He further submitted that Gursakat Dhillon turned out Shamsher Singh on 12.04.2023. He further submitted that Gursakat Dhillon filed divorce on 10.02.2025 and thereafter, complainant Darbara Singh moved application regarding cheating committed by all the accused. Upon this, prayer has been made for dismissal of bail application.

9. I have heard the respective contentions of learned counsel for the applicant, learned APP for the State and have gone through the record carefully.

10. The FIR in the present case was registered on the basis of application moved by Darbara Singh complainant wherein he averred that he is blessed with two sons. His younger son Shamsher Singh has done BSC Nursing and his marriage was solemnized with Gursakat Dhillon on 19.01.2020 as per Sikh rituals. Balbir Singh father of Gursakat Dhillon asked to solemnize marriage in a simple manner without any dowry. Balbir Singh also asked to send her daughter abroad after IELTS and she will also take Shamsher Singh

abroad. Complainant further mentioned that they spent Rs.21,62,000/- including air tickets, shopping, passport making charges, fingerprints etc. and sent Gursakat Dhillon Canada on study visa. Said amount was taken on interest by the complainant and he used to pay the interest.

11. On 10.04.2023, son of complainant namely Shamsheer Singh went to Canada on sponsored visa. Daughter-in-law of complainant at the asking of her parents, brother, sister and brother-in-law (jija) turn out son of complainant from the house and threatened to destroy the future of son of complainant. Thereafter, complainant contacted his daughter-in-law and her parents. Daughter-in-law of complainant did not keep contact with complainant. When complainant contacted parents of his daughter-in-law, they informed that their daughter will not reside with the son of complainant and they will return the amount spent by the complainant and will also arrange P.R for son of complainant. After passage of two years, no money has been returned to complainant. When complainant contacted them (parents of Gursakat Dhillon), they threatened that they will not return any money and also threatened to get deport the son of complainant from Canada. Gursakat Dhillon has sent notice to son of complainant for taking divorce. Action be taken.

12. The undisputed facts are that marriage between Gursakat Dhillon, who is daughter of applicant No.1 Balbir Singh Dhillon,

solemnized with Shamsher Singh son of complainant Darabara Singh on 19.01.2026. Gursakat Dhillon went Canada on 29.08.2021 and thereafter, Shamsher Singh went Canada on 10.04.2023.

13. The allegations are that complainant Darbara Singh has sent Gursakat Dhillon abroad by spending Rs.21,62,000/- and Gursakat Dhillon along with the applicants got the same expenses incurred to cheating is not borne out from the allegations mentioned in the application moved to the police. There is nothing brought on record that Gursakat Dhillon along with the applicants had entered into conspiracy to cheat the complainant.

14. The expenses incurred by Darbara Singh to send Gursakat Dhillon, even if admitted, cannot be considered to be qua cheating done by Gursakat Dhillon as Gursakat Dhillon was daughter in law of Darbara Singh at the time when expenses were incurred and same can be construed as love and affection of father-in-law towards daughter-in-law. Taking the argument a bit further, expenses could have been incurred by Darbara Singh complainant to send Gursakat Dhillon abroad which was his daughter in law so that his son Shamsher Singh could settle abroad and therefore, from the forgoing discussion as well as contents of the application moved to the police, the allegation qua cheating leveled against the applicants are not made out.

15. The bank account statement shows that Balbir Singh Dhillon had paid Rs.2,69,000/- on 20.08.2021 as some expenditure to

send Gursakat Dhillon abroad which falsify the version of Darbara Singh regarding all the expenses having been incurred by him. Further, the copies of statements shows that some amount has been paid by Gursakat Dhillon to Shamsheer Singh in Canada.

16. Shamsheer Singh has not moved any complaint to the police. The marriage between Gursakat Dhillon and Shamsheer Singh has been dissolved.

17. Keeping in view the forgoing discussion, the anticipatory bail application filed by applicants under Sections 420, 120-B IPC stands allowed, subject to the terms and conditions of 482 BNSS. The applicants are directed to join the Investigation within 15 days from the date of this order failing which anticipatory bail shall deemed to be cancelled. Police record be returned. Bail application file be consigned to the Judicial Record Room, Gurdaspur.

Pronounced
Dated: 10.08.2026
Ravinder Singh

(Mohit Bansal)
Additional Sessions Judge,
Gurdaspur (UID No. PB0208)