

**IN THE COURT OF PARMINDER SINGH RAI  
ADDITIONAL SESSIONS JUDGE, GURDASPUR**

CIS No. BA/1055/2023  
CNR No. PBGD01-002620-2023  
Date of Order: 13/04/2023

Sumpreet Kaur d/o Jagtar Singh, r/o Gali No. 4, Julka Market,  
Kahnuwan Road, Batala, Tehsil Batala, District Gurdaspur.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

FIR No.18 Dated 30.04.2022  
U/Ss 420, 467,468,471,120-B IPC & Section 13 of Punjab  
Travel Professionals (Regulation) Act, 2014  
Police Station:- Purana Shalla.

**First application for bail under Section 439 Cr.P.C.**

Present: Sh. P.S. Ghuman, Advocate, counsel for  
petitioner.  
Sh. Kiran Kumar, Ld. Addl. P.P for the State, assisted by  
Sh. Gagandeep Saini, Adv, counsel for complainant.

**ORDER**

1. Present petition has been filed by petitioner seeking regular bail under Section 439 of Cr.P.C. for the alleged commission of offences as mentioned above.

2. Upon notice, learned Additional P. P. put in appearance on behalf of respondent-State and Sh. Gagandeep Saini, Advocate, appeared on behalf of complainant and contested the bail application. Police record was also requisitioned.

3. It is submitted by learned counsel for the petitioner that petitioner is innocent and he has been falsely implicated in present

case. It has been contended that accused applicant has not been connected with any alleged allegations which entirely against his brother and not against applicant. He has contended that accused is coming in custody for long and is not required for any sort of investigation. Conclusion of investigation and presentation of challan shall take sufficient long time and no purpose would be served by keeping the petitioner behind bars for indefinite period, so, he may be admitted to regular bail.

4. On the other hand, it is submitted by learned Addl. P. P. assisted by learned counsel for complainant that the allegations against the petitioner are serious in nature. It has been contended that accused applicant has been beneficiary in the occurrence as the amount of money has been deposited in her account only and she has cheated many other persons as well and many other cases and complaints are pending against her even with respect to cheating of amounts of Rs. 7,60,000/-, 4,90,000/-, 37,00,000/- and 11,70,000/- as well. Even he contends that fake visa was also supplied by her only and when she earlier preferred pre-arrest bail before the Hon'ble Punjab and Haryana High Court, she even agreed to repay cheated amount but she did not pay the same and apart from the present case, five other investigations are pending against her with respect to complaints by Sarwan Snigh, Rakesh Kumar, Jasbir Singh and Sukhjinder Singh and even another FIR no. 337 of 2022 of police

station Civil Lines, Batala has also been registered against her and brother of Lovepreet Singh and both said Lovepreet Singh and applicant are into these illegal immigration business. Lastly, it is contended that the present bail application may be dismissed.

5. I have considered the contentions of learned counsel for petitioner, learned counsel for complainant as well as Ld. Addl. Public Prosecutor and also perused the record.

6. As per the contents of FIR so registered on the statement of one Madhu Bala wife of Gurmit Singh that she wanted to send her husband abroad and had given Rs. 4,50,000/- to agent Lovepreet Singh and her sister Supreet Kaur, who had undertaken to send him abroad, if they failed to send him abroad, they would return the money on 25.01.2022. A call was received from police station to receive passport and the accused threatened that he does not fear from police. During inquiry, it was found that Gurmeet Singh husband of complainant Madhu Bala wanted to go abroad as his relative is also living at Lebanon, who had introduced Madhu Bala to agent Lovepreet Singh. The deal was done for sending her husband in DHL company at Portugal and asked for paying Rs. 12,50,000/-. They demanded Rs. 4,50,000/- and remaining amount of Rs. 8,00,000/- shall be received from him in installments after reaching at Portugal. Thereafter, he received passport and another documents at the instant of Lovepreet Singh on 25.11.2021. Complainant deposited

Rs. 1 lac and even Rs. 4500/- medical fee on 03.12.2021. On 24.12.2021, complainant deposited Rs. 3,50,000/- in the account of Supreet Kaur sister of applicant/accused Lovepreet Singh but he sent Tourist Visa for Ukerian. He did not send him abroad even till 05.01.2022. He had given surety of Rs. 4,50,000/- by the bank of his father Jagtar Singh. Even thereafter, as per settlement, he did not pay back the amount as agreed. There has been a constant rise in instances of inducing and alluring innocent unemployed youth and students and thus duping them by false promises of getting them settled abroad and getting jobs for them.

7. Given the kind of allegations against the accused applicant and given the magnitude of allegations qua accused applicant having been into cheating other persons as well, this court is of the considered opinion that accused-applicant is neck deep into immigration racket of cheating innocent and unemployed youth of the country on the false pretext of sending them abroad which needs to be curbed and dealt with stern hands and in case such person is released on bail, he would certainly threaten the witnesses and influence the investigation. As such, the present bail application is hereby dismissed. Police record be returned. Record of present bail application be consigned to Record Room.

Pronounced  
Dated:13/04/2023.  
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)  
Addl. Sessions Judge,  
Gurdaspur.

Present: Sh. P.S. Ghuman, Advocate, counsel for  
petitioner.  
Sh. Kiran Kumar, Ld. Addl. P.P for the State, assisted by  
Sh. Gagandeep Saini, Adv, counsel for complainant.

Police record produced. Arguments heard. Vide my  
separate detailed order of even date, present bail application has been  
dismissed. Police record be returned. Record of present bail  
application be consigned to record room.

Pronounced  
Dated:13/04/2023.  
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)  
Addl. Sessions Judge,  
Gurdaspur.

