

**IN THE COURT OF KULDIP KUMAR KAREER,
ADDITIONAL SESSIONS JUDGE, LUDHIANA.**

BA No. 314 dated 28.11.2018
Case No. BA/17337/2018.
PBLD010266812018.
Date of Order: 21.12.2018

State Versus Sonia @ Soni aged 30 years wife of Gurjant
Singh resident of Village Ramgarh Sardara,
Police Station Maloud, District Ludhiana.

.....Accused/Applicant.

FIR No. 94 dated 28.09.2018
U/s 420, 120-B of IPC
Police Station Maloud, Ludhiana.

Application Under Section 439 Cr.P.C.

Present: Sh. S.K.Sharma, Advocate, counsel for the
accused/applicant.

Sh. Puneet Jaggi Addl.P.P.for the State.

ORDER :-

This order shall dispose of bail application U/s 439 Cr.P.C
filed by applicant/accused in the above said FIR.

2. Upon notice, learned Addl.P.P for the State appeared, but no
reply has been filed.

3. Police record has been perused and the arguments advanced
by the learned counsel for the applicant/accused and learned Addl.P.P for
the State have been heard.

4. As per police record, this case has been registered on the
complaint of complainants Ran Singh etc., who have alleged that they
were unemployed and the wife of accused Gurjant Singh alias Janti
namely Sonia, who was employed at a high post in the Railways, could

secure a job of Gateman against payment of Rs.6,00,000/-, job of Ticket Collector against payment of Rs.8,00,000/-. After receiving the above said payments, the accused handed over appointment letters to the complainants. According to their alleged appointments, Chamkaur Singh received a salary of two months for working for 93 days in the job. Thereafter, Chamkaur Singh was called for his transfer to Punjab, but the accused started dilly dallying for securing a job at Punjab. On 24.11.2017, all the remaining complainants were ordered to be deputed at Ambala Railway Division, Ambala. When all the complainants tried to contact the accused persons over phone on 22.11.2017, they all switched off their mobiles. In this manner, the complainants have been duped to the extent of huge amount by the accused persons.

5. It has been contended by learned counsel for the applicant that as a matter of fact, the fraud, if any, has been committed by Gurjant Singh, who is yet to be arrested. The applicant has been implicated on account of being the wife of Gurjant Singh, who had fallen in bad company and had already been disinherited by his father by way of publication in the newspaper published in January, 2015. On the other hand, learned Additional Public Prosecutor for the State has opposed the bail application on the ground that since there are serious allegations of cheating and fraud against the applicant, the concession of bail should not be granted to the applicant.

6. Having weighed the contentions advanced by the learned counsel for the applicant and the learned Additional Public Prosecutor for the State, this Court is of the considered opinion that the accused is in custody in this case since 13.10.2018. All the offences are triable by the Judicial Magistrate Ist Class. The presentation of challan and conclusion of trial

will take a long time. Therefore, in the given facts and circumstances of the case, without expressing anything on the merits of the place, it would be appropriate to grant bail at this stage of the case as the criminality, if any, of the accused will be established at the time of trial and no useful purpose will be served by detaining the accused/applicant in judicial custody anymore.

7. Accordingly, the bail application is allowed and the applicant is directed to be released on bail on her furnishing bail bonds in the sum of Rs.1,00,000/- with two sureties of the like amount, to the satisfaction of learned Illaqa/Duty Magistrate, subject to the condition that she will not intimidate the witnesses and shall not leave the territory of India till the conclusion of the trial. Police record be returned. This file be consigned to the record room.

Pronounced in open court
on 21.12.2018.

(Kuldip Kumar Kareer),
Addl. Sessions Judge,
Ludhiana,
UID NUMBER-PB0042

Tejinder Nath,
Stenographer-I

Present: Sh. S.K.Sharma, Advocate, counsel for the
accused/applicant.

Sh. Puneet Jaggi Addl.P.P.for the State.

Arguments heard. Vide my separate detailed order of even date,
the bail application has been allowed. Police record be returned. This file
be consigned to the record room.

Pronounced in open court
on 21.12.2018.

(Kuldip Kumar Kareer),
Judge Special Court,
Ludhiana,
UID NUMBER-PB0042

Tejinder Nath,
Stenographer-I