

**IN THE COURT OF KIRAN BALA, ADDITIONAL SESSIONS
JUDGE, BATHINDA. (UID No. PB-0147)**

CRN No. BA/1680/2019
CNR No. PBBT01-008188-2019
Order Dated : 4.7.2019

State Versus

1. Sukhdev Singh @ Gora s/o
Babbu Singh r/o St. No. 29 Pars
Ram Nagar, Bathinda.
2. Jobanjit Singh s/o Tarsem Singh
r/o H. No. 282, Street No. 5, Doctor
Ambedkar, Dhakka Colony, Model
Town, Ludhiana.

.....Applicants/Accused.

FIR No. 110 of 10.6.2019
U/s 420/342/120-B IPC & S. 13 of Punjab Prevention
of Human Smuggling Act, 2012.
P.S. Canal Colony, Bathinda.

Bail Application U/s 439 Cr.P.C.

Present : Sh. H.S. Khara, counsel for the applicants/accused.
Sh. P.S. Chahal, Addl. PP for the State.

ORDER :

1. The instant bail application for grant of regular bail under section 439 of Cr.P.C., has been filed by the above said applicants, who have been named as accused in above referred FIR.
2. As per averments made by the applicants, they have falsely been implicated in this case, however, they never committed the alleged offence. They never indulged in any illegal activity of Human Smuggling and offence U/s 13 of the Act has been added in order to make the offence more grave and heinous. The complainant managed to get the present false case registered only

in order to black-mail the accused/applicants and to extort money from them. No offence of cheating is made out from the version given in the FIR. The applicants/accused are in custody since 10.6.2019. Completion of investigation and presentation of challan, if any, would take long time and no useful purpose would be served by detaining them behind bars further more. As such, the accused/applicants be admitted to bail.

3. No formal reply was filed, but, grant of bail was opposed by Learned Addl. Public Prosecutor for the State, stating that the allegations levelled against the accused/applicant are quite serious in nature.
4. I have heard Learned defence counsel for the applicant/accused, Learned Addl. Public Prosecutor for the State and gone through the material on record. Arguments have been made ad-verbatim.
5. This case was registered on the statement of complainant Jaswant Singh with the allegations that the accused persons had sent his wife and sister-in-law to Dubai on tourist visa on 7.6.2019. However, on reaching there, the complainant got a voice message from his wife that the owner of the Hotel had torn their passport and other documents and had kept them in separate hotels and were told that they could not go anywhere and had to act as per their wishes. The main accused Salman Khan is yet to be arrested in this case. From the first version of complainant, the possibility of fraudulent intention of the accused/applicant cannot

be ruled out. Investigation is still going on. The accusations levelled against the accused/applicants are too serious to be ignored and act of the accused/applicants is a threat to the society at large. Moreover, if the accused/applicants are enlarged on bail, there is every likelihood of their interfering in the fair investigation of the case. Hence, the bail application in hand is, hereby, dismissed. File be consigned to the record room.

Pronounced in open Court.
Dated: 4.7.2019.

(Kiran Bala),
Additional Sessions Judge,
Bathinda.
(UID PB-0147)

Suraj Mohan SG-II.

CRN No. BA/1680/2019

CNR No. PBBT01-008188-2019

State Vs. Sukhdev Singh & Anr.

Present : Sh. H.S. Khara, counsel for the applicants/accused.
Sh. P.S. Chahal, Addl. PP for the State.

Police record produced. Arguments heard. Vide my separate detailed order of even date, the present bail application is dismissed. Police record be returned forthwith. File be consigned to the record room.

Pronounced in open Court.

Dated: 4.7.2019.

(Kiran Bala),
Additional Sessions Judge,
Bathinda.
(UID-PB-0147)

Surj Mohan SG-II.