

**IN THE COURT OF SH. KARUN GARG, PCS
JUDICIAL MAGISTRATE IST CLASS,
KHARAR.**

CIS No. CHI-134-2023
CNR No. PBSAA1001315-2023
Date of Institution: 28.04.2023
Date of Commitment: 25.05.2023
Committed for : 08.06.2023

S T A T E

Vs.

1. Veena wife of Sunny Kumar, resident of Village Sulehrian Khurd,
P.S.Mukerian, District Hoshiarpur.
2. Sahil son of Sardari Lal, resident of Village Sulehrian Khurd,
P.S.Mukerian, District Hoshiarpur.
3. Sonia son of Ashok Kumar, resident of Village Reru, Banchit
Nagar, Police Station Division No. 8, Jalandhar Commissionerate.
4. Gaurav Sahota son of Jasvir Singh @ Sanjay @ Tarsem, resident of
Smarat City, Gali No. 5, P.S. Haibowal, District Ludhiana.
5. Sarabjit Kaur wife of Jasvir Singh @ Sanjay @ Tarsem, resident of
Smarat City, Gali No. 5, P.S. Haibowal, District Ludhiana.
6. Vinay Seth @ Golu son of Naresh Kumar, resident of H.No. 138,
Upkar Nagar, Near Muslim Colony, P.S. Rama Mandi, District
Jalandhar.
7. Malkiat Singh @ Meeka son of Raj Kumar, resident of Village
Raowali, P.S. Maksoodan, District Jalandhar.

..... Accused

FIR Number. : 3 Dated 03.01.2023
Under Sections : 364-A, 370, 386, 120-B of
Indian Penal Code
Police Station : Balongi.

Present: Sh. Abhey Singh, APP for the State.
All the five accused Veena, Sahil Gaurav Sahota, Vinay Seth @ Golu, Malkeet Singh @ Mika, Sonia and Sarabjeet Kaur in custody, represented by counsel.

COMMITMENT ORDER:

1. Police report under Section 173, Cr.P.C. has been presented against accused under Sections 364-A, 370, 386, 120-B of Indian Penal Code.

2. Brief facts of the present case are that FIR in this case was registered on the statement of complainant Sukhwinder Singh son of Amarjit Singh, resident of Village Behlolpur, District SAS Nagar got recorded to the police on 03.01.2023 to the effect that he is an agriculturist. Kushalpal is son of his Taya late Dharam Singh, whose son Ashutosh Rana aged about 22 years has passed 12th and is indulged in cultivation. On 26.12.2022, he received telephone call of Satish Kumar son of Ajmer Singh, resident of Village Taprian Kandola, P.S. Chamkaur Sahib, District Rupnagar who told that his brother Jagdish Singh has reached U.S.A. via Indonesia on 20.12.2022 through Sunny Kumar Thakur son of Ratan Chand, resident of H.No. BX-616, Kishanpura, Jalandhar. He (complainant) told to Satish Kumar that his Nephew Ashutosh Rana intends to go U.S.A. Satish Kumar talked about his nephew and on 26.12.2022 sent ticket of Bali city in Indonesia. On 27.12.2022, his nephew departed for Indonesia Bali. At that time, his nephew was having 4000 USA dollars. His nephew reached Bali and he informed on 29.12.2022 from his mobile phone +917087202082 that he

has safely reached Bali. But now his nephew informed on phone that he alongwith other person has been kidnapped. He received call on his mobile phone number 98778-75095 and on mobile of Sunny Kumar Thakur No.+4915215988714 from mobile number +61477325621 and phone number +48794279158 and they demanded ransom of Rs.30 lac and also gave ICICI Bank account number 631905015784 having IFSC Code ICICI-0006319. The kidnappers asked to deposit money in above said account, otherwise they will kill Ashutosh Rana. Sunny Kumar Thakur got deposited Rs.3,50,000/- in the above said account. They are demanding more money. The complainant prayed for taking action against unknown persons having mobile number +61477325621 and +48794279158 and holder of account number 631905015784 having IFSC Code ICICI-0006319.

3. On the basis of such statement, ruqa was sent to the police station for registration of FIR under Sections 364-A, 370, 386, 120-B IPC against unknown persons having mobile number +61477325621 and +48794279158 and holder of account number 631905015784 having IFSC Code ICICI-0006319. During investigation, IO went to Village Behlolpur and asked from the people residing near the house of Ashutosh Rana about the incident, who told that Ashutosh Rana has gone abroad few days back but they do not know the place. Statements of witnesses were recorded under Section 161 Cr.P.C. On 05.01.2023 ASI Harbhej Singh moved applications for obtaining detail of account No. 10590100018015 Bank of Baroda and account No. 1301104000055930

IDBI Bank. On 06.01.2023 complainant Sukhwinder Singh informed that one Nikhil Bawa official of Molido Airline got cleared immigration of Ashutosh Rana from International Airport, Amritsar. Said Nikhil Bawa was interrogated after serving notice U/s 41 Cr.P.C. On 01.02.2023 complainant Sukhwinder Singh alongwith Ashutosh Rana, Satish Kumar and Vikram Singh came present in CIA Staff, Kharar and were interrogated in this case. Their statements u/s 161 Cr.P.C. were recorded. On 02.02.2023 accused of case FIR No. 08 dated 06.01.2023 U/s 406, 420, 370, 386 IPC and 13 Punjab Travel Professional (Regulation Act) 2014 P.S.Sadar Kharar namely Veena wife of Sunny Kumar, resident of Village Sulehrian Khurd, P.S.Mukerian, District Hoshiarpur and Sahil son of Sardari Lal, resident of Village Sulehrian Khurd, P.S.Mukerian, District Hoshiarpur made confession in said FIR on the basis of which Veena and Sahil were nominated as accused in the present FIR. After getting permission from the Court, they were arrested in this FIR and got their police remand. During interrogation, accused Veena confessed that her husband who is residing in Indonesia, used to induce people who intend to go America, Canada and UK. His group members used to send innocent people in Indonesia instead of sending them America, Canada etc. There, her husband Sunny Kumar and his companions used to kidnap them and then receive huge amount from their families. She also confessed that with the amount received by kidnapping, her husband has purchased 04 Kanal land in village Bhattian, District Hoshiarpur in Rs.15 lac. Apart from this, her family is having Bank Account No. 21610110101186, UCO Bank, Mukerian, District Hoshiarpur where she is having locker and

she has kept gold ornaments/cash etc. received by her from kidnapping. Accused Sahil also suffered disclosure statement to the effect that his brother who is residing in Indonesia, used to induce people who intend to go America, Canada and UK. His group members used to send innocent people in Indonesia instead of sending them America, Canada etc. There, his brother Sunny Kumar and his companions used to kidnap them and then receive huge amount from their families. They used to make call from the kidnapped person to their families that they have reached America or Mexico and also asked to deliver money to their agents in India. When the amount reached to their agents in India then the kidnapped person in Indonesia were used to be freed. He used to receive his share in the said amount. He further disclosed that on 21.12.2022 his brother Sunny Kumar had called Jagdish Singh son of Ajmer Singh, resident of Village Tapriyan Kandala on the pretext of sending him USA via Indonesia. There Jagdish Singh was kidnapped and they demanded Rs.30 lacs from the family of Jagdish Singh. He further disclosed that on the asking of his brother Sunny, the family of Jagdish Singh gave Rs.26 lac 50 thousand on different dates. Out of said amount, he received Rs.50,000/- through his sister-in-law Veena. Thereafter, recoveries were made as per their disclosure statements.

4. On 09.02.2023 ASI Harbhej Singh moved an application for obtaining details of account ICICI Bank having Account No. 24601504288 having IFSC Code ICICI 0002467. As per record, the said account was in the name of Bhupinder Kumar son of Madan Lal Arora,

resident of 12296, Gali No. 19, Ram Nagar, Millar Ganj, Ludhiana. He was arrested in this case and was interrogated. During interrogation, he disclosed that his friend Deepak Jain used to get him purchase/sale raw material in his business. Deepak Jain also used to do the sale/purchase of mobile phone. Apart from this, Deepak Jain used to twist the entries of cash in his bank account and they both get commission of Rs.100/- against Rs.1 lac. He was allured and Deepak Jain started doing entries in his account. On 03.01.2023 Deepak Jain put two different entries of Rs.4,00,000/- in his account. However, during further investigation, no involvement of Bhupinder Kumar was found in the kidnapping. On 24.02.2023, on the basis of confession made by accused Veena, Heena wife of Jasbir Singh @ Sanjay was nominated as accused. Accused Sonia was arrested on 19.03.2023 from Delhi Airport. During investigation, on the disclosure statement of accused Sonia, Sarabjit Kaur wife of Jasbir Singh @ Sanjay and Gaurav Sahota son of Jasbir Singh @ Sanjay were nominated as accused in this case and they were arrested on 21.03.2023 on the basis of secret information. Accused Sonia disclosed in her confessional statement that she, Veena, Sahil, Jasbir Singh @ Sanjay @ Tarsem Singh, Malkit Singh used to entice the persons who were interested to go America, Canada and U.K. and then instead of sending them abroad, they used to kidnap them and keep at Delhi Nazafgarh, Dhansan Village in a rented house. She also disclosed the detail of such persons kidnapped by their group and money received as ransom. As such, Vinay Seth @ Golu was nominated as accused and was arrested in this case. Accused Malkit Singh @ Mika was also arrested on the basis of

secret information. Statements of witnesses were recorded under section 161 Cr.P.C. Raids were conducted to arrest accused Sunny Kumar, Sanjay @ Jasbir Singh and Heena but they could not be arrested. Ultimately, upon completion of remaining investigation, challan under section 173 Cr.P.C. was presented in the court recommend trial of accused Veena, Sahil, Sonia, Gaurav Sahota, Sarabjit Kaur, Vinay Seth @ Golu and Malkit Singh @ Mika under Sections 364-A/370/386/120-B IPC.

5. Upon appearance, copy of challan/documents relied upon by the prosecution were supplied to accused persons namely Veena, Sahil, Sonia, Gaurav Sahota, Sarabjit Kaur, Vinay Seth @ Golu and Malkit Singh @ Mika free of costs on 25.05.2023 and their statements were recorded in this regard.

6. I have heard the learned APP for the State as well as learned counsel for the accused and perused the file carefully.

7. Upon perusal of the contents of the report under Section 173, Cr.P.C, it appears that prima facie the ingredients of Sections 364-A/370/386/120-B of Indian Penal Code are made out against the accused. As the offence U/s 364-A, 370 IPC are exclusively triable by the Court of Sessions, therefore, the instant challan is committed to the court of Learned Sessions Judge, Mohali. Accused Veena, Sahil, Sonia, Gaurav Sahota, Sarabjit Kaur, Vinay Seth @ Golu and Malkit Singh @ Mika being in custody are ordered to be produced before the court of Learned Sessions Judge, Mohali on 08.06.2023 at 10:00 AM sharp. Notice be

given to Learned APP for the State regarding the fact of commitment of the instant case. Ahlmad is directed to send the file complete in all respects to the court of Learned Sessions Judge, SAS Nagar (Mohali), well before the date fixed.

Pronounced in the open Court on:

25.05.2023

(Pawan Kumar)

(Karun Garg)

**Judicial Magistrate Ist Class,
Kharar.**

UID No. PB-0578

State Vs. Veena etc.

CHI-134-2023

Present: Sh. Abhey Singh, APP for the State.
All the five accused Veena, Sahil Gaurav Sahota, Vinay Seth @ Golu, Malkeet Singh @ Mika, Sonia and Sarabjeet Kaur in custody, represented by counsel.

Accused Veena, Sahil, Sonia, Gaurav Sahota, Sarabjit Kaur, Vinay Seth @ Golu and Malkit Singh @ Mika. Copy of challan/documents relied upon by prosecution supplied to the accused persons free of cost as envisaged under Section 207 Cr.P.C. and their statements have been recorded in this regard.

Heard. Vide my separate detailed order of even date, the instant challan stands committed to the court of Learned Sessions Judge, SAS Nagar for 08.06.2023. Ahlmad is directed to send the file complete in all respects to the court of Learned Sessions Judge, SAS Nagar (Mohali), well before the date fixed.

**Pronounced in the open Court on:
25.05.2023**

(Pawan Kumar)

**(Karun Garg)
Judicial Magistrate Ist Class,
Kharar.**

UID No. PB-0578