

In the court of Amarjot Bhatti, Sessions Judge, Hoshiarpur.
(UID No.PB0019)

Bail application No.312, dt.18.9.20,
(CIS BA No.2000 of 2020,
CNR No.PBHO010047232020,
Date of decision: **28.9.2020**.

Bakhshish Singh, aged 62 years son of Sadhu Singh, resident of Village
Kadiana Kariana, Jalandhar, Punjab.

....Accused/applicant.

Versus

State of Punjab

...Respondent.

FIR No.66, dated 27.8.2020,
Under sections 406, 420 IPC,
Police Station Hajipur, District Hoshiarpur.

(Application for anticipatory bail)

Present: Shri MK Khanna, counsel for the accused/applicant;
Shri Pawanpreet Singh, Addl.PP for the State.

ORDER

Bakhshish Singh has filed pre arrest bail application in FIR No.
66, dated 27.8.2020, under sections 406, 420 IPC, Police Station Hajipur,
District Hoshiarpur.

2. As per the facts of the case, Narinder Kaur complainant gave her
statement to the police that she wanted to send her son Gurpreet Singh to
foreign country. Her brother Harnek Singh told her that there is one Davinder
Singh and his father Bakhshish Singh residents of village Kandiana, Police
Station Phillaur, District Jalandhar, who were working as travel agents. The
complainant alongwith her brother Harnek Singh went to village Kandiana in
July 2018 and met Davinder Singh and Bakhshish Singh. They assured to send
her son to Australia and raised demand of ₹Ten Lakh and the expenditure of
ticket would be borne by them. She agreed to give this amount for sending her

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son to Australia. She borrowed the money from her brother. In September 2018 1st week, she called Davinder Singh on phone for giving the money and she requested that they should come to her village to collect the money as she was a widow lady. On 7.9.2018 in the presence of her brother Harnak Singh both the accused collected cash of ₹Six Lakh and passport of her son. Again they received call on 10.10.2018 from Davinder Singh that they have arranged visa of her son. On 16.10.2018 both Davinder Singh and Bakhshish Singh came to her house and gave a ticket of Indonesia alongwith passport. They assured that after reaching Indonesia, her son will be sent to Australia. Her son reached Indonesia on 19.10.2018. He was kept there for 14 months. Davinder Singh procured fake visa for Brazil, Japan and Thailand, but did not send him anywhere. He overstayed in Indonesia and ultimately he was deported back. Thereafter they demanded back the money, but they refused and ultimately the complaint was filed. The matter was investigated and ultimately the present case has been registered.

3. The counsel for the applicant argued that all the allegations are false. He was not called during the enquiry conducted by the police. There is nothing on record to show that she gave ₹Six lakh to them. The allegations are vague and without any basis. He is a senior citizen and ready to join the investigation. It is prayed that his anticipatory bail application may be allowed.

4. Bail application is opposed by the Addl. Public Prosecutor.

5. I have gone through the record. During investigation and enquiry the police has recorded statements of Narinder Kaur, Gurpreet Singh and Harnek Singh. The statement of account of the bank is also collected. The allegations are specific and by name. The matter requires thorough investigation. Considering the gravity of offence, I do not find a fit case for

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anticipatory bail and the same is accordingly declined. Police record be returned with the copy of order. Bail application file be consigned to the record room.

Announced.
Date of order: **28.9.2020.**
Anil Kumar, E.A

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Sessions Judge, Hoshiarpur.
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BA 2000 of 2020

Present: Shri MK Khanna, counsel for the accused/applicant;
Shri Pawanpreet Singh, Addl.PP for the State.

Police record produced. Arguments heard. Vide separate detailed order of today, bail application has been declined. Police record be returned with copy of the order. Bail application file be consigned to the record room.

Announced.
Date of order: **28.9.2020.**
Anil Kumar, E.A

(Amarjot Bhatti),
Sessions Judge, Hoshiarpur.
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