

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-10177 of 2015
Date of Decision: April 30, 2015

Daya Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Ms. Satwant Mehta, Advocate
for the petitioner.

Mr. C.S. Brar, DAG, Punjab
Assisted by ASI Balbir Singh, P.S. Sarhali.

FATEH DEEP SINGH, J.

This is a petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.17 dated 11.2.2015 under Sections 420,467,468,471 IPC registered at Police Station Sarhali, District Tarn Taran.

The only allegations against the petitioner are that he prepared two forged agreements to sell dated 18.12.2006 and 28.9.1994 pertaining to land owned by one Dhir Singh, who in fact had already sold off through power of attorney this land in favour of present complainant Major Hardeep Singh. It is squarely accepted on behalf of the State by Mr. C.S. Brar, DAG, Punjab that these documents have been used by the present petitioner in some civil litigations pending between the two sides and in a criminal case lodged before the police in which the present complainant has

been acquitted. However, neither the counsel for the State nor the complainant could convince this Court how a case for separate registration of an FIR is made out, even if, those documents having been used in a Court of law the specific provisions by way of Section 340 Cr.P.C. are enacted to deal with such cases and even otherwise as has been submitted on behalf of the petitioner these documents are already available before the police as well as before the Court and without adverting onto the merits of the case apparently no case for custodial interrogation is made out and even the registration of the present case is a debatable issue.

Keeping in view the same, the present petition seeking anticipatory bail is allowed. Petitioner be admitted to interim bail to the satisfaction of the arresting officer/Investigating Officer and that he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

April 30, 2015
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