

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.19105 of 2015

Date of Decision:-15.10.2015

Paramjit Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Anurag Chopra, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
along with ASI Bikkar Singh.

Mr. K.K. Goel, Advocate for the complainant.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner-Paramjit Singh in case FIR No.9 dated 14.5.2015 for offences punishable under Sections 406, 420, 465, 467 of Indian Penal Code registered with Police Station NRI, Ludhiana (Rural).

The dispute is regarding the sale of a residential ancestral house comprised in 13 Biswas of land in village Khandoor, Tehsil Jagraon, District Ludhiana. Concededly the four brothers namely Charanjit Singh, complainant Jagjit Singh, petitioner-accused Paramjit Singh and Ajit Singh had equal shares in the said house. All the four brothers are NRIs and residing in United States of America.

The complainant-brother Jagjit Singh alleges that his share has been fraudulently sold by the accused by posing himself to be owner and thus deprived of his share to the tune of Rs.80,000/-.

Learned Counsel for the petitioner submits that an amount of Rs.80,000/- was paid. Be that as it may he submits that petitioner has joined investigation pursuant to the interim order passed by this court.

Learned State counsel on instructions from ASI Bikkar Singh concedes that the petitioner has since joined the investigation and challan is yet to be presented.

Learned Counsel for the complainant submits that recovery of Rs.80,000/- qua his share is pending.

Without commenting on the merits of the case, since the case is based primarily on the documentary evidence and the investigation qua petitioner is over, prayer for grant of anticipatory bail on his behalf is liable to be accepted.

In view of the above, interim protection/bail granted vide order dated 05th of June, 2015 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

October 15, 2015
Vinay