

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. M No. 23764 of 2015

Date of Decision: 10.08.2015

SUKHVINDER SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Ms.Satpreet Grewal Kapila, Advocate for the petitioner

SABINA, J.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No. 162 dated 24.12.2012 under Sections 420, 465, 467, 471 and 120-B of the Indian Penal Code, 1860 registered at Police Station Mukerian, District Hoshiarpur.

Prosecution story, in brief, is that Gurmit Singh had approached Sukhvinder Singh (applicant) to impersonate as Dharamjit Singh, husband of the complainant-Sunita Devi and by doing so, mortgage deed dated 24.7.2006 was executed. In fact, Dharamjit Singh was in a foreign Country at the time of execution of the mortgage deed. Gurmit Singh took a loan of ₹10,00,000/- by

mortgaging the land belonging to the husband of the complainant. However, Gurmit Singh had failed to repay the loan.

Learned counsel for the petitioner has submitted that the petitioner was not the beneficiary. In fact, the loan had been taken by Gurmit Singh and he (Gurmit Singh) had entered into a compromise with the Bank and had agreed to return the loan amount in question.

In the present case, the allegations levelled against the petitioner are serious in nature. As per the prosecution case, petitioner had impersonated as Dharamjit Singh at the time of execution of the mortgage deed. The entire loan amount has not been repaid so far. Custodial interrogation of the petitioner might be necessary. Hence, no ground for grant of anticipatory bail to the petitioner is made out.

Dismissed.

**(SABINA)
JUDGE**

August 10,2015

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