

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

Crl.Misc.No.M-3094 of 2015(O&M)

Date of Decision : 04.05.2015

Baldev Kaur and others

....Petitioners

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr.S.S.Brar, Advocate for the petitioners

Mr. P.J.S.Hundal, AAG, Punjab

MAHESH GROVER, J.

The petitioners pray for grant of pre-arrest bail in terms of Section 438 Cr.P.C in case FIR no. 177 dated 27.11.2014 registered under Sections 420, 120-B IPC at P.S.Nurpur Bedi, District Ropar.

Learned counsel for the petitioners contends that exchange of land took place between one Chanan Singh and Parvinder Singh, the predecessor in interest of the petitioners. Mutation in this regard was entered into and on the basis of which land was sold in the year 2012. Parvinder Singh is said to have died some time back i.e prior to sale.

Learned counsel for the petitioners contends that its a case of an error by the revenue authorities and the petitioners being the successor in interest of Parvinder Singh who had executed an exchange deed with Chanan Singh had no information about the details of the land. It is thus stated to be a case of bona fide mistake.

This Court on 2.2.2015 granted interim protection to the petitioners subject to the compliance of the provisions of Section 438(2)

Cr.P.C pursuant to which they have joined the investigation to the satisfaction of the Investigating Officer which fact is not controverted by the learned State counsel on instructions from ASI Kuldeep Singh.

Without commenting upon the merits of the case but noticing the fact that the petitioners have joined the investigation to the satisfaction of the Investigating Officer, instant petition is accepted. Interim directions dated 2.2.2015 are hereby made absolute, however subject to the condition that the petitioners continue to comply with the provisions of Section 438(2) Cr.P.C.

May 04, 2015
rekha

(Mahesh Grover)
Judge