

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

C.R.M-M No.33783-2015
Date of decision : 07.10.2015

Baljit Kaur and another

..... Petitioners

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Akshay Bhan, Senior Advocate with
Mr. Alok Mittal, Advocate
for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

Mr. Karanjit Singh, Advocate
for the complainant.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant
of regular bail to the petitioners in case F.I.R. No.126 dated 31.08.2015
registered under Sections 420 and 120-B IPC at Police Station Gate
Haikma, Amritsar.

The allegations against the petitioners are that they sold valuable property to the complainant even though they knew that the title was under cloud.

Learned senior counsel for the petitioners has argued that 8 months prior to the sale deed in favour of the complainant the petitioners had purchased the same property for Rs.34,85,000/- and had sold it for Rs.35,00,000/-. In the circumstances as per him there is no evidence that the petitioners knew that there was a cloud on the title.

Learned counsel for the complainant and the learned Deputy Advocate General have refuted this argument. The fact remains that as per the learned senior counsel for the petitioners and accepted by the learned Deputy Advocate General they have now been in custody for one month and four days and the case is of magisterial trial.

Keeping in view the above facts and the period of incarceration already suffered by the petitioners, without going into the merits of the case, I deem it appropriate to release the petitioners on regular bail to the satisfaction of CJM/Duty Magistrate, Amritsar.

Ordered accordingly.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 7, 2015

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**