

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

**Crl. Misc. No.M- 34379 of 2015 (O&M)
Date of decision : 16.10.2015**

Pritpal Singh

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Parvesh Sachdeva, Advocate
for the petitioner.

Mr. P.S. Bajwa. D.A.G., Punjab.

ANITA CHAUDHRY, J.

The petitioner is seeking anticipatory bail in FIR No. 81 dated 16.07.2015, registered under Sections 420, 465, 467, 468, 471, 120-B IPC (Section 201 IPC added subsequently), Police Station City Fazilka, District Fazilka.

Heard.

Learned counsel for the petitioner urges that the Court below had allowed anticipatory bail to the persons who were actually the beneficiaries and the petitioner was Patwari and the Jamabandis were issued in 2003 and the Investigating Officer had made a statement in the Court that no recovery was to be effected and interim bail was allowed but subsequently his application was dismissed. He urges that when the bank verifies the documents, a number of functionaries give their report, before it is sent to the bank and the persons to whom the loan was granted, have paid back the amount.

The State counsel has opposed the bail application and urges that none of the beneficiaries had paid the amount and suits were pending before the Debt Recovery Tribunal and this fact is noted in the order of the Court below. It was urged that the petitioner is the main culprit and he had maintained a separate register of Jamabandis and the borrowers were illiterate persons who have been enticed by the Patwari. He urges that the record has been destroyed and a report had been made on 27.02.2015 and Section 201 IPC had been added and custodial interrogation is necessary. The State counsel further urges that the petitioner had signed the mutations and he was directly involved and had not co-operated in the investigations and there are three more cases against him.

The allegations against the petitioner are serious. He was the Patwari at the relevant time. He is accused of making false revenue record and issuing certificates regarding sanction of mutation. The record subsequently had been destroyed. The petitioner is said to be the main accused. Custodial interrogation is necessary. No case for anticipatory bail is made out.

The petition is dismissed.

16.10.2015
sunil

(ANITA CHAUDHRY)
JUDGE