

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

CRM-M No.40344 of 2014(O&M)

Date of Decision:-18.09.2015

Kuldeep Sharma & Ors.

.....Petitioners.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Munish Gupta, Advocate for the Petitioners.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
along with SI Balwinder Singh.

Mr. Kunal Dawar, Advocate for the Complainant.

JASWANT SINGH, J (ORAL)

Prayer is for grant of anticipatory bail under Section 438 Cr.PC to the three petitioners namely Kuldeep Sharma, Gurchain Lal and Gurdial Singh in case FIR No.160 dated 31.10.2014 for offences punishable under Sections 420, 465, 467, 468 and 120-B of Indian Penal Code registered with Police Station Nurpur Bedi, District Rupnagar.

Petitioner no.1 is the alleged purchaser whereas petitioner nos.2 & 3 are the attesting witnesses of the agreement to sell.

As per allegations petitioners are alleged to have forged the signatures of the deceased husband-Iqbal Singh of the complainant on an agreement to sell dated 27.07.2013 for sale of 52 Kanal 10 Marlas of land

owned by Iqbal Singh.

This Court granted interim protection, however, on subsequent date report of Handwriting Expert issued by the office of Assistant Director (Documents) Forensic Science Laboratory, Punjab to be taken on record.

Learned Counsel for the petitioner submits that a civil suit for specific performance is pending and inspite of the findings against the petitioners in the said handwriting report, the petitioners are entitled to confirmation of the interim bail since they have already joined investigation and the evidence being based on documentary evidence, his custodial interrogation is not required.

Learned State counsel on instructions from SI Balwant Singh submits that in the light of the handwriting expert report, custodial interrogation of the petitioner is required to complete the chain of investigation.

Without commenting on the merits of the case, interim protection/bail granted vide order dated 26.11.2014 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

September 18, 2015
Vinay