

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

**CRL. MISC. No.M-14028 OF 2016 (O&M)
DATE OF DECISION : 1ST AUGUST, 2016**

Paramjit Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

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Present : Mr. L. S. Sidhu, Advocate for the petitioner.

Mr. Shilesh Gupta, Additional Advocate General, Punjab.

Mr. Vivek K. Thakur, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

CRM-22875-2016

The application is allowed as prayed for and Annexure P-8 taken on record, subject to all just exceptions.

CRM-M-14028-2016

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.16 dated 19.03.2016 registered under Sections 420 IPC at Police Station Bareta, District Mansa.

Heard learned counsel for the rival parties and perused the FIR.

The petitioner had purchased the suit property on 08.01.2007 by registered sale deed in which there is no mention of the civil suit with respect to the suit land. The petitioner has sold the same to the complainant vide sale deed dated 19.01.2011 and in this sale deed

also there is no mention of the pendency of the civil suit. The purchaser in the sale deed dated 19.01.2011 has lodged report only after the judgment was delivered on 27.01.2012 relating to the cancellation of mutation entries in respect of the suit land. *Prima facie* in my opinion, the petitioner, who is in jail since the date of his arrest i.e. 19.03.2016, does not deserve to be continued as under trial. The trial will take its own time. Hence, I make the following order:

ORDER

- (i) The petition is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned Trial Court.
- (iii) The petitioner shall not tamper or influence the prosecution witnesses.
- (iv) In case of violation the liberty is reserved to apply for cancellation of bail.

1ST AUGUST, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned:	Yes	No
Whether Reportable:	Yes	No.