

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

Date of decision: 30.05.2016
CRM No. M-14859 of 2016

(1)

SUBHASH KUMAR **...PETITIONER**

V/s.

STATE OF PUNJAB **...RESPONDENT**

(2) **CRM No. M-17410 of 2016**

AND

JASVIR SINGH @ BILLU **...PETITIONER**

V/s.

STATE OF PUNJAB **...RESPONDENT**

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. J.S. Dadwal, Advocate for the petitioner
in CRM No. M-14859 of 2016.

Mr. Bhag Singh, Advocate for the petitioner
in CRM No. M-17410 of 2016.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S.BEDI, J. (Oral)

This order shall dispose of two bail petitions (CRM-M-14859 of 2016) filed by Subhash Kumar and the other one (CRM-M-17410 of 2016) filed by Jasvir Singh @ Billu.

The FIR was registered on the basis of information supplied by Mewa Singh to Sub-Registrar, Ludhiana to the effect that one person stating his name as Boota Singh tried to get sale deed registered without having any

ID proof and that the Numberdar was personally known to Boota Singh.

During course of investigation, both the petitioners made disclosure statements that the petitioners had gone to Dilbag Singh and told that one plot of Boota Singh who was residing abroad, was lying vacant. They wanted to sell the same so they asked Dilbag Singh to impersonate Boota Singh for which Dilbag Singh would be paid a sum of ₹50,000/- and they also prepared forged voter card of Boota Singh and after the said preparations, purchased stamp papers and made an attempt to execute the sale deed but were caught by Mewa Singh and as such they escaped.

Counsel for the petitioners has submitted that no such statement or document has been made part of the challan.

It appears that the petitioners along with Dilbag Singh had been arrested but no sale deed had been registered. No fake document appears to have been produced before the Sub-Registrar, Ludhiana for execution of the sale deed. It has been informed that the original owner Boota Singh has also joined investigation in the present case.

On the asking of the Court, State counsel, on the instructions of Head Constable Vikram Singh, informs that there is no other case pending against the petitioners of similar nature. The prosecution agency, in the present case, will be required to establish the intention, preparation, attempt and commission of the alleged offence during course of trial. No useful purpose will be served by keeping the petitioners in custody as challans has already been presented.

Both the petitions are allowed. Petitioners are ordered to be released on bail on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate subject to the conditions that the petitioners will not indulge in similar activity during the entire period of trial.

(M.M.S. BEDI)
JUDGE

May 30, 2016
Divyanshi