

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

CRM-M-21350 of 2016 (O&M)

Date of decision: 25.10.2016

Ashok Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

Mr. Vinay Puri, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.43, dated 16.03.2016, registered under Sections 420 and 120-B of IPC, at Police Station Morinda, District Rupnagar.

On the last date of hearing, the order dated 17.06.2016, was passed on the statement made by learned counsel for the petitioner that the petitioner is an attesting witness to the agreement to sell and he is not the beneficiary of the property, whereas the learned State counsel, on instructions states that in fact the petitioner being a property dealer got executed the agreement to sell of the plot in question in favour of complainant Sukhbir Kaur for a

consideration of Rs.4 lacs. The land in question is owned by the gram panchayat.

Heard.

From the perusal of the record, it emerges that the land in question belong to Gram Panchayat and petitioner being a property dealer fraudulently got executed the agreement to sell of the plot in favour of the complainant. Keeping in view the above, no case for anticipatory bail is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

25.10.2016

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(JITENDRA CHAUHAN)
JUDGE

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