

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

CRM-M No. 21619 of 2016 (O&M)

Date of decision: 02. 08.2016

Kulwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. S.R.S. Mallhi, Advocate
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.
assisted by HC Lakhwinder Singh.

Mr. Sarju 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 case FIR No.172, dated 31.12.2015, registered under Sections 419, 420, 465, 467, 468, 471 and 120-B IPC, at Police Station Balachaur, District SBS Nagar.

It is contended that petitioner is not the beneficiary in the alleged transaction. The main allegations are against co-accused Narinderpal and Surinder Kumar who allegedly cheated the complainant. In pursuance of order dated 22.06.2016, the petitioner has joined the investigation.

On the other hand, the learned State counsel submits that though the petitioner has joined investigation but he impersonated Amrik Singh and executed a sale deed on fake documents.

The learned counsel for the complainant submits that petitioner in connivance with each other had cheated the complainant and impersonated as Amrik Singh.

Heard.

As per contents of the FIR, the petitioner in conspiracy with co-accused by impersonating Amrik Singh had got the sale deed executed in a deceitful manner and had received an amount of Rs. 13 lacs from the complainant. The amount allegedly received by him in the transaction is yet to be recovered. Keeping in view the key role of the petitioner, no case for bail is made out at this stage.

Dismissed.

02.08.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No