

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

CRL. MISC. No.M-24286 OF 2016
DATE OF DECISION : 28th SEPTEMBER, 2016

Jiwan Garg & another

.... Petitioner

Versus

State of Punjab

.... Respondent

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

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Present : Mr. Nirbhay Garg, Advocate for the petitioners.

Ms. Rajni Gupta, Addl. A.G. Punjab.

Mr. H. S. Brar, Advocate,
Mr. Birinder Singh Khehar, Advocate and
Ms. Sheenu Khanna, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

The petitioners have filed the present petition under Section 439 Cr.P.C. seeking bail in FIR No.41 dated 12.02.2016 registered under Sections 420, 406 & 120-B IPC at Police Station Zirakpur, District SAS Nagar, Mohali.

Heard learned counsel for the rival parties.

A coordinate bench of this court has passed order dated 07.04.2016 in CRM-M No.11483 of 2016 vide which the bail petition filed by the petitioners was rejected with detailed reasons.

I have perused that order carefully. I find that the said order made by the Coordinate Bench gives ample reasons for rejecting the petition for regular bail.

Learned counsel for the petitioners submits that the documents filed by the complainant are all forged documents including allotment letters. He further submits that none of the allotment letters have been signed by authorized person from the petitioners' firm. He further submits that during investigation in statement under Section 161 a contrary fact has been given by the complainant namely that the father of the complainant had booked flat and not the son. Though booking was only for one flat but the complainant is demanding four flats. He further submits that it is of no use to keep the petitioners in jail because the petitioners are ready to settle the matter.

In this connection, I find that this Court had earlier recorded order that the petitioners did not comply with the conditions and even proposal for settlement which is evident from paragraph 5 of the order made by the Coordinate Bench.

In that view of the matter, I think the petition for grant of bail cannot be accepted when the petition for bail was already rejected by this Court.

Accordingly, petition for regular bail stands dismissed.

28th SEPTEMBER, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No.</i>