

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

(1) CRM-M No. 27062 of 2015 (O&M)

Manjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

(2) CRM-M No. 35963 of 2015 (O&M)

Charan Singh

...Petitioner

Versus

State of Punjab

...Respondent

(3) CRM-M No. 38905 of 2015 (O&M)

Ranjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

Date of Decision: 19.09.2016

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. P.S. Ahluwalia, Advocate for the petitioner(s).

Mr. Mr. Luvinder Sofat, AAG, Punjab.

Mr. APS Deol, Sr. Advocate with
Mr. Jaspreet Singh, Advocate.

Jitendra Chauhan, J. (Oral)**CRM-29185-2016 in CRM-M-27062-2015**

Allowed as prayed for, subject to all just exceptions.

Main Case(s)

The above noted petitions are being disposed of by this single order, having arisen out of common FIR. However, the facts are being derived from CRM-M-27062 of 2015 to avoid repetition.

The petitioners have filed instant separate petitions under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in FIR No.117, dated 22.06.2015, registered under Sections 420, 465, 467, 468, 471 and 120-B IPC, at Police Station Sadar, Patiala.

The learned counsel for the petitioner(s) states that the present FIR is the counter blast to the earlier civil litigation going on between the parties. The complainant along with her mother filed civil suit against Mohan Inder Singh and Kiran Inder Singh with regard to the Will dated 14.08.2007, made by grandmother of the complainant, namely Yashodha Devi. Yashodha Devi had three sons namely Kunwar Kiran Inder, Kunwar Kumad Inder Singh and Kunwar Mohan Inder Singh. The complainant had filed civil suit on the ground that her grandmother had died intestate and therefore, her property had to devolve upon her and others on the basis of natural succession. The complainant had also challenged the Will executed

by Yashodha Devi in favour of her son Kunwar Mohan Inder Singh. The petitioners have been unnecessarily dragged into the family dispute. He further states that the petitioners were servants of Yashodha Devi and they have nothing to do with the present FIR.

The learned State counsel as well as the learned counsel for the complainant submit that the petitioner(s) in conspiracy with main accused, Mohan Inder Singh, son of the Yashodha Devi, illegally got her thumb impression and prepared a false and fabricated Will. The Will in question were got registered with Sub Registrar, Patiala by impersonating another lady instead of Yashodha Devi.

Heard the learned counsel for the parties and perused the record.

The allegations against the petitioners are that they in connivance with their co-accused have prepared forged and fabricated Will of Yashodha Devi in favour of Mohan Inder Singh, son of the testator. The Will dated 14.08.2007 has been declared null and void by the civil Court, vide Annexure P-3. There are specific allegations of fraud and impersonation against the petitioner(s), therefore, this Court feels that custodial interrogation of the petitioners is necessary to unearth the actual picture. Keeping in view the role and accusations against petitioner, no case for bail is made out at this stage.

Dismissed.

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

19.09.2016
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(JITENDRA CHAUHAN)
JUDGE

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