

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.27446 of 2015

Date of Decision:-07.01.2016

Surinder Bala.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. A.A. Pathak, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Amar Nath.

Mr. Devinder Singh, Advocate for the Complainant.

JASWANT SINGH, J.(ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Surinder Bala in case FIR No.108 dated 08.07.2014 for offences punishable under Sections 406, 420 and 120-B of Indian Penal Code registered with Police Station City Kharar, SAS Nagar, Mohali.

The petitioner-accused is a 65 years old widow lady and mother of the co-accused Ashish Attri. The said Ashish Attri, being the conceded owner of two acres of agricultural land executed an agreement to sell dated 26.02.2014 for sale of the said two acres with the complainant. He is also stated to have received a sum of Rs.62.50 lacs as earnest money out of the

total sale consideration of Rs.3.29 crore in various parts on different dates, before the contract date of 26.10.2013 for execution of the sale deed. The said Ashish Attri transferred the title of the two acres in favour of the mother/present petitioner-accused on 27.07.2012. The allegations against the petitioner are that of conspiracy in seeking to deny the rightful title of the complainants.

Counsel for the parties heard.

It is apparent that the dispute essentially is of civil nature. Thus prayer is for grant of anticipatory bail on the ground that nothing is to be recovered from the present petitioner.

Learned Counsel for the petitioner submits that the petitioner is ready and willing to join the investigation as and when called.

Learned State Counsel assisted by ASI Amar Nath states that nothing is to be recovered from the petitioner and her custodial interrogation is not required.

In view of the above, present petition is disposed of with a direction that petitioner shall join investigation as and when called and she be released on bail in the event of her arrest by the arresting/investigating officer subject to its satisfaction.

Disposed of in the above terms.

(JASWANT SINGH)
JUDGE

January 07, 2016
Vinay