

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

(204)

CRM-M-31351-2016

Decided on: September 30, 2016.

Dalbir Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Ramneek Vasudeva, Advocate, for the petitioner.

Mr. Jashan Preet Singh, AAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner seeks concession of regular bail in a case registered at the instance of Kashmira Singh alleging that his forefathers were lessees on the land measuring 22 kanals 10 marlas under Sher Singh. On account of whereabouts of Sher Singh having not been known, the petitioner, in connivance with Sarabjit Singh through an impersonator of Sher Singh, had executed a general power of attorney of Sher Singh in favour of the petitioner and on the basis of said fake general power of attorney, the property was sold to Jasbir Singh for a sum of Rs.25,40,000/-.

The petitioner has been involved in the case on the basis of disclosure statement of the co-accused and allegation against him is that he himself posed as Sher Singh and executed a general power of attorney in favour of Sarabjit.

Challan has already been presented. The petitioner has been in custody for the last about one year i.e. with effect from 17.10.2015. Locus standi of the complainant to register the FIR will certainly be a debatable issue.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court without prejudice to the right of the original owners to seek setting aside of the sale deed.

(M.M.S. BEDI)
JUDGE

September 30, 2016
harsha

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