

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM No. M-34689 of 2015 (O&M)

Date of Decision: 15.01.2016

Kamaljit Singh @ Rimpay

--Petitioner

Versus

State of Punjab

--Respondent

**CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. Y.S. Turka, Advocate for the petitioner.

Mr. K.D. Sachdeva, Addl. A.G., Punjab.

Mr. Vaneet Soni, Advocate for the complainant.

\*\*\*

**TEJINDER SINGH DHINDSA.J**

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.30 dated 14.2.2013 under sections 406, 420, 506 I.P.C (sections 167, 465, 467, 468, 471, 473, 182, 120-B I.P.C were added later on) registered at Police Station, Lalru, Tehsil Dera Bassi, District S.A.S. Nagar.

Learned counsel for the parties have been heard.

FIR was registered on the complaint of one Vijay Kumar Garg, who is a marginal witness to an alleged agreement to sell. Complainant's version is that the present petitioner had entered into an agreement to sell with M/s Sabhya Infrastructure Ltd. on 31.8.2012 in respect of certain parcel of land. The complainant described himself to be a witness to such agreement. The target date for registration of the sale deed was stipulated as 30.12.2012. The sale deed was not executed and the complainant states that on further inquiry it came to the surface that a dispute pertaining to the same very land was going in the court of Civil Judge (Sr. Divn.), Dera Bassi.

Initially FIR was registered under sections 406, 420, 506 I.P.C and subsequently sections 167, 465, 467, 468, 471, 473, 182, 120-B I.P.C have been added ostensibly on the allegation that the petitioner in connivance with co-accused Patwari has tampered with the *Jamabandi* and has deleted the recital as regards the civil suit being pending in respect of the land in question.

The petitioner has been in custody since 31.8.2015. Investigation in the case is complete. Challan was presented on 26.11.2015. It is not the case made out by learned State counsel or by counsel for the complainant that the present petitioner, if, granted benefit of regular bail would be in a position to influence the course of trial.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Dera Bassi.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**15.01.2016**  
lucky