

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

CRM-M- 43306 of 2015 (O&M)

Date of Decision: 19.09.2016

Surender Kumar Sood

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: Mr. V.K. Jindal, Sr. Advocate with  
Mr. Amardeep Sheoran, Advocate for the petitioner(s).

Mr. Mr. Luvinder Sofat, AAG, Punjab.

Mr. APS Deol, Sr. Advocate with  
Mr. Jaspreet Singh, Advocate for the complainant.

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**Jitendra Chauhan, J. (Oral)**

The petitioner has filed instant petition 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, District Patiala.

The learned counsel for the petitioner(s) states that petitioner has been falsely implicated in the instant case. He is an old man of 72 years. He had purchased some agricultural land on the basis of two agreements dated 04.04.2001 and 10.04.2001 through

Kanwar Kiran Inder Singh, general power of attorney of Yashodha Devi. However, said Yashodha Devi and her GPA refused to honour the agreements and ultimately the petitioner being bona fide purchaser along with other vendees to the agreements to sell filed suit for possession before the competent Court. During the pendency of the suit, the parties entered into a compromise. He further states that the compromise was never challenged and the suits were disposed of on the basis of compromise. In pursuance of the order dated 22.12.2015, the petitioner has joined the investigation.

The learned State counsel as well as the learned counsel for the complainant submit that the petitioner(s) in connivance with other co-accused has obtained Will dated 04.04.2001 and 10.04.2001 on the basis of forged and fabricated documents. He is also one of the beneficiary.

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

There are specific allegations against the petitioner in connivance with other co-accused prepared false and forged documents on the basis of which, he obtained Will and misappropriated the land of Yashodha Devi. Keeping in view the accusation of fraud and impersonation against the petitioner(s), this Court feels that custodial interrogation of the petitioner is necessary to unearth the actual picture.

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**

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