

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

CRM-M No.43654 of 2015(O&M)

Date of Decision:-27.04.2016

Paramjit Singh.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Har Naresh Singh Gill, Advocate for the Petitioner.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
assisted by ASI Ramesh Kumar.

JASWANT SINGH, J.(ORAL)

CRM No.13312 of 2016 has been filed under Section 482 Cr.PC for placing on record reply by way of affidavit to the Status report filed by the State by way of affidavit of Assistant Commissioner, Ambala along with Annexures P-6 to P-19 and further seeking exemption from filing certified/true copies of the Annexures.

For the reasons stated in the application, the same is allowed and counter reply to the reply filed by the State along with Annexures P-6 to P-19 are taken on record.

CRM-M No.43654 of 2015

Prayer is under Section 438 Cr.PC for grant of anticipatory bail

to the petitioner-Paramjit Singh in case FIR No.167 dated 4.6.2015 for offences punishable under Sections 406, 420, 467, 468, 471 and 120-B of Indian Penal Code registered with Police Station Baldev Nagar, District Ambala.

Complainant-Smt. Kamla is an old illiterate lady above 80 years and after the death of her son on 09.02.2009, the petitioner-accused Paramjit Singh became familiar to her being a Postman by profession and an agent of SBI Life Insurance and had done a few life insurance policies in her name of SBI Life Insurance. The co-accused Harpal Kaur had started staying in their house with the son of the complainant along with her son Gursewak and by her changed name as Mamta Sharma and that of her son to Manish Sharma. Since she was totally dependent upon the petitioner-accused, he and co-accused Harpal Kaur had got her signatures/thumb impressions on many documents, cheques including some blank papers on the pretext of using them for renewal/deposit of money of some SBI Life Insurance Policies and also relating to completion of many formalities regarding the death of her son Balram Sharma. The complainant had purchased 2 acres of agricultural land in village Landi, Tehsil Shahbad and the deal was finalised by the petitioner-accused and co-accused Mamta Sharma and the said sale consideration was misappropriated by them as the same was never invested in her name. The two accused in conspiracy had opened fake accounts after getting prepared her forged ration card, PAN Card etc and by withdrawing amounts from the genuine accounts of the complainant had misappropriated and misutilized through those fake accounts etc.

Upon notice a detailed status report indicating the role of the petitioner-accused has been filed, to which counter reply by way of affidavit has also been filed on behalf of the petitioner.

Counsel for the petitioner and State Counsel assisted by ASI Ramesh Kumar have been heard at length.

From the material available on the police file it is clear that petitioner has been found to be involved in committing white coloured heinous offences of forgery, fraud and misappropriation of valuable property and funds of infirm old aged lady complainant Kamla. Petitioner is stated to be a hardened criminal and his custodial interrogation is required for effecting recovery of all forged documents i.e. Driving licence, ration card, birth certificate, Pan Card etc., in the name of Mamta including his own forged ration card showing complainant-Smt. Kamla as his mother. Recovery of Rs.36 lacs is also to be effected from the petitioner and identity of the other co-accused who had participated with him in committing the crime by preparing forged documents is yet to be ascertained.

In view of the above, no case for grant of anticipatory bail to the petitioner is made out.

Dismissed.

(JASWANT SINGH)
JUDGE

April 27, 2016
Vinay