

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

**CRM-M No.43836 of 2015 (O&M)**

**Date of Decision: 18.02.2016**

Mukesh and another

..... Petitioners

Vs.

State of Haryana

..... Respondent

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH**

Present: Mr. Vikram Singh, Advocate for the petitioners.

Mr. Kuldeep Tiwari, Additional Advocate General, Haryana  
for the respondent/State assisted by A.S.I. Vinod Kumar.

\*\*\*\*

**JASWANT SINGH, J. (Oral)**

The prayer is for grant of anticipatory bail under Section 438 Cr.P.C. to both the petitioners/accused, namely, Mukesh and Rohit in case FIR No.1461 dated 30.10.2015, under Sections 420, 467, 468, 471, 120-B of the Indian Penal Code, registered with Police Station City Panipat, District Panipat.

As per the complaint of Amarjeet @ Amar Singh s/o Darshan Singh, his land measuring 10 Kanal and 9 Marlas situated in Village Chhajpur, District Panipat has been grabbed by way of sale deeds after executing false and fabricated G.P.A. dated 28.07.2015 in favour of non-applicant/co-accused Bagga Singh and his mother Smt. Santosh by the non-applicant/co-accused Surender Singh impersonating himself as Amar Singh and non-applicant/co-accused Pritam Singh impersonating himself as Jagjeet Singh.

The role of both the petitioners has surfaced in the investigation on the disclosure statements of arrested non-applicants/co-accused Bagga Singh and Savinder. It was revealed that both the petitioners/accused along with one Kuldeep (brother of petitioner No.1-Mukesh) are engaged in the business of sale and purchase of properties and a conspiracy was hatched in their Office. It

was said that since the whereabouts of Amar Singh and Jagjit Singh were not known, their land by impersonation could be grabbed.

Learned Counsel for the petitioners/accused submits that in fact both the petitioners are the victims as Bagga Singh had executed an agreement to sell in their favour on receipt of Rs.27 lacs and he having resiled from his part of the contract, petitioner No.1-Mukesh himself has lodged an FIR. It is thus submitted that for the counter-blast, petitioners have been falsely implicated in the present case.

Learned State Counsel, assisted by ASI Vinod Kumar, submits that role of the petitioners has clearly surfaced in the investigation. The original forged Ration Cards of Amar Singh and Jagjeet Singh, which were used by the impersonators, are in the possession of the petitioners, which are yet to be recovered. That apart, a C.D. Recording of telephonic conversation between both the petitioners and the arrested co-accused Bagga Singh and Savinder regarding the manner of grabbing the land has been recovered and the custody of the petitioners is required for obtaining their voice samples etc. It is further submitted that petitioner No.1-Mukesh is involved in five other criminal cases.

Keeping in view the nature and gravity of the alleged offence, it is evident that custodial interrogation of both the petitioners would be required for completing the investigation.

Accordingly, the present petition stands dismissed.

**February 18, 2016**

Gagan

**(JASWANT SINGH)**  
**JUDGE**