

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

**CRM-M No. 4537 of 2016 (O&M)
Date of Decision: 05.04.2016**

Harinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Balbir Singh Jaswal, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by ASI Jatinder Singh.

Mr. M.K. Dogra, Advocate
for the complainant.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 438 of the Code of Criminal Procedure, is for grant of anticipatory bail on behalf of accused/petitioner-Harinder Singh in case FIR No. 42, dated 07.02.2014, for offences punishable under Sections 255, 420, 465, 466, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Civil Lines, District Amritsar.

Complainant-Gurinderpal Singh alleges that petitioner/accused alongwith four other co-accused persons fabricated a compromise deed dated 26.08.2012, whereby it was allegedly admitted by the complainant that he would pay/refund a sum of Rs. 21 lacs each to Jatinder Singh and present petitioner Harinder Singh.

It was contended that co-accused/non-applicant-Jatinder Singh has been granted anticipatory bail by the learned Additional Sessions Judge, Amritsar on 02.01.2016 (Annexure P-3).

Learned State Counsel, assisted by ASI Jatinder Singh, submits that as per subsequent correct FSL report dated 14.10.2013, the signatures of complainant-Gurinderpal Singh on the said compromise dated 26.08.2012, do not match and, thus, forged by the interested party. He further points out that the petitioner alongwith his co-accused is also booked for even tampering with the FSL report dated 14.10.2013, submitted prior in time to the corrected one. He, thus, submits that the petitioner is not entitled to any indulgence.

Learned counsel for the complainant points out that the interim bail for the co-accused Jatinder Singh was obtained by misleading the Court, inter alia, by suppressing the offence under Section 255, Indian Penal Code, regarding use of counterfeit seal of a public servant and as such, an application seeking cancellation of the bail granted to the co-accused Jatinder Singh already stands filed, wherein notice of motion has already been issued.

After hearing learned counsel for the parties, keeping in view the nature and gravity of offence, no case of grant of anticipatory bail is made out.

Accordingly, the present petition stands dismissed.

April 05, 2016

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**(JASWANT SINGH)
JUDGE**