

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

**CRM-M No.6468 of 2016 (O&M)
Date of Decision: 26.05.2016**

Sukhjeet Singh

..... Petitioner

Vs.

State of UT, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. A.D.S.Sukhija, Advocate for the petitioner.

Mr. A.S.Virk, Additional Public Prosecutor, UT, Chandigarh
for the respondent assisted by ASI Krishan Kumar.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner-Sukhjeet Singh in case FIR No.37 dated 05.02.2016 for the offence punishable under Section 420 of the Indian Penal Code, registered with Police Station Manimajra, Chandigarh.

There is an agreement to sell dated 30.09.2009 executed between the purchaser Kuldip Kumar Saini and Sukhdev Singh the father of the present petitioner. The said co-accused Sukhdev Singh has entered into the said agreement based on another agreement to sell dated 24.08.2009 executed in his favour by the alleged owner Mahant Balak Dass. Since it is alleged that the sale deed could not be executed by Balak Dass on account of it being a conditional gifted land, has resulted into lodging of the aforesaid FIR with the allegations that the co-accused Sukhdev Singh received a sum of Rs.22 lacs and his son i.e. the present petitioner remaining Rs.6 lacs out of the total earnest money of Rs.28 lacs paid.

It was contended that the petitioner and his mother has been roped in only because they happened to be the son and the wife of the main accused Sukhdev Singh. It was next contended that the sum of Rs.22 lacs have been paid

against the receipts of the co-accused Sukhdev Singh whereas no such receipt is attributed in the case of the present petitioner.

Learned Counsel for the petitioner submits that the petitioner has joined the investigation and in the light of no written document being executed by the petitioner, his custodial interrogation is no longer required.

Learned Counsel for the respondent/UT, Chandigarh, assisted by ASI Krishan Kumar, does not refute the aforesaid submission.

In view of the above, interim protection/pre-arrest bail granted by this Court, vide order dated 23.02.2016, is made absolute.

Disposed of.

May 26, 2016

Gagan

**(JASWANT SINGH)
JUDGE**