

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

***CRM No.M-8078 of 2016 (O&M)
Date of decision:29.03.2016***

Surmukh Singh @ Sukhmander Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. B.S. Bhalla, Advocate for the petitioner.

Mr. D.S. Virk, AAG, Punjab.

Mr. Kulbhushan Raheja, Advocate for the complainant.

...

TEJINDER SINGH DHINDSA, J.

The instant petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.14 dated 24.01.2016, under Sections 420/120-B IPC (Sections 465/467/468/471 IPC added later on), registered at Police Station Zira, District Ferozepur.

Counsel for the parties have been heard.

Briefly, it may be noticed that FIR in question came to be registered on the complaint of Parminder Singh, Balwant Singh, Hardial Singh and Rachhpal Singh. Complainants had asserted that on 25.08.2015, a deal was struck regarding 76 kanals of land and the same was brokered through the present petitioner, who is stated to be a property dealer as also one Tarlok Singh. Complainant party at that stage was given to understand that the land in question was under the ownership of Avtar Singh S/o Chanan Singh and Satnam Singh, Harpreet Singh sons of Joginder Singh.

The deal was stated to have been finalized at the rate of Rs.15.25 lacs per

acre and the target date for execution of the sale deed was fixed as 20.10.2015. Complainants have asserted that over a different dates a total sum of Rs.1 crore has been paid as earnest money to the seller party. On 20.10.2015, the complainants are stated to have presented themselves before the office of the competent Sub Registrar for getting the sale deed executed but the seller party did not come present. It is alleged that thereafter they came to know that the present petitioner along with Tarlok Singh and certain unknown persons have prepared forged revenue documents as also proof of real owners i.e. Avtar Singh etc. and even the agreement to sell has not been signed by the real owners.

The allegations against the present petitioner who is stated to be a property dealer are primarily as regards forging of revenue records, documents qua identification of the real owners and misappropriation of a sum of Rs.1 crore approximately.

The allegations against the present petitioner are serious in nature and the matter would require a deep and thorough probe. It is a case where custodial interrogation of the petitioner may well be warranted.

Under such circumstances, this Court does not find any infirmity in the order dated 16.02.2016 passed by the learned Additional Sessions Judge, Ferozepur declining concession of pre-arrest bail to the petitioner.

Petition is dismissed.

29.03.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**