

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

CRM M-9619 of 2016

Date of decision : 21.04.2016

Ranjit Singh & ors.

....Petitioners

V/s

State of Punjab

....Respondent

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Gurcharan Dass, Advocate for the petitioners.

RAJAN GUPTA J.

Present petition is directed against the orders passed by two courts below whereby charge has been framed against the petitioners under sections 120-B, 420, 467, 468 & 471 IPC.

Order has been impugned on the ground that both the courts below have not appreciated the controversy in correct perspective. Pleas raised by the petitioners had been ignored from consideration. According to him, alleged offence was committed by Jarnail Singh, predecessor in interest of petitioners. Thus, no offence is made out against the petitioners and orders deserve to be quashed.

Heard.

Brief factual background of the case is that FIR was registered on the complainant of Darshan Singh, who is an NRI. He stated that he was the owner of plot measuring 11 kanals 3-1/2 marlas situated in village Nandpur, district Ludhiana. Said plot was purchased by him vide four different sale-deeds dated 08.05.1981, 08.05.1981, 26.05.1981 & 26.05.1981. However, on 28.06.2011

he came to know that accused Jarnail Singh in connivance with other accused hatched a conspiracy and grabbed his land measuring 11 kanals 7 marlas. He also got executed a sale-deed no. 10639 dated 18.08.1981 in his favour by producing a wrong person in his place. On registration of FIR, investigation ensued. Trial court held that the accused had acted in connivance with each other. The court thus, felt that offence under sections 120-B, 420, 467, 468 & 471 IPC is attracted. It is well settled that at the stage of framing of charge, trial court has to see whether prima facie case is made out against the accused or not. It need not embark on detailed analysis of the material on record. There is no ground to interfere in inherent jurisdiction. Petition is, thus, dismissed being without any merit.

April 21, 2016

Ajay

(RAJAN GUPTA)
JUDGE