

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

**CRM-M-15890 of 2017**

**Date of Decision:24.05.2017**

**Ashok Kumar**

.....PETITIONER

Vs.

**State of Punjab and another**

.....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present: Mr.R.P. Dhir, Advocate for the petitioner.  
Mr.Rajesh Mehta, Addl. A.G. Punjab.  
Mr.Arun Takhi, Advocate for respondent No.2.

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**AMOL RATTAN SINGH J. (ORAL)**

Learned counsel for the petitioner has raised three arguments.

Firstly, that no civil suit has been filed challenging the decree in favour of the beneficiary of the plot, i.e. Narender Singh, seeking annulment of the decree in his favour on the ground that it had been obtained by fraud/forgery;

Secondly, that the matter has been compromised between the complainant-Jaswinder Kaur and the beneficiary of the said decree, i.e. Narender Singh;

Thirdly, that Narender Singh has not been nominated as an accused by the police.

As regards the first two contentions, Mr. Takhi, learned counsel for the complainant submits that, in fact, a civil suit has been filed subsequent to the FIR having been registered, seeking annulment of the decree in favour of Narender Singh; secondly, there has been no compromise entered into between the complainant and Narender Singh. As regards the third contention, learned counsel for the State, on instructions from the official who is present in Court to assist him, submits that though Narender Singh was an accused in the FIR, however, he was found to have been a bonafide purchaser and has been placed in column No.2.

Learned counsel for the complainant also submits that on the date of agreement entered into, showing respondent No.2 to be present in India executing the agreement, she was actually in Italy.

Keeping in view of the aforesaid facts but without making any final comment on the actual merits of the case, I do not consider it an appropriate case where the

petitioner be admitted to anticipatory bail.

Consequently, the instant petition is dismissed.

May 24, 2017  
KD/Anjal

(Amol Rattan Singh)  
Judge

Whether speaking/reasoned: Yes/No  
Whether reportable: Yes/No