

Sr. No.201

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

CRM No. M- 23826 of 2017 (O&M)

Date of Decision:22.09.2017

Satpal Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. A.K. Saini, Advocate
for the petitioner.

Mr. Avinit Avasthi, AAG, Punjab.

Mr. Abhay Gupta, Advocate
for the complainant.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in FIR No.67 dated 31.03.2016, under Sections 420/120-B IPC (467/468 added subsequently), registered at Police Station Samrala, District Ludhiana.

Complainant-Randhir Singh is the son-in-law of the present petitioner. Allegations in a nut shell are that the petitioner on the strength of certain forged and fabricated documents including a general power of attorney, has transferred the estate of the complainant in the name of his daughter namely Tarandeep Kaur.

Petitioner was arrested on 02.11.2016.

Counsel representing the complainant would vehemently oppose the instant petition by contending that conduct of the

petitioner is not bona fide. The alleged transfer was made on the basis of terms and conditions contained in a divorce decree dated 31.12.2014, passed in America as regards dissolution of marriage of the complainant and Tarandeep Kaur, whereas, the power of attorney has been executed almost three months prior in point of time i.e. dated 23.09.2014. Further argued that the sale deed/transaction, which was purportedly for the benefit of the grand children, strangely shows consideration amount of Rs. 2 crores 30 lacs approximately and which in itself casts a shadow of suspicion.

Be that as it may, petitioner who is a senior citizen, aged about 67 years, has faced incarceration for a period of almost ten months.

Learned State counsel upon instructions from ASI Gurcharan Singh, P.S. Samrala, apprises the Court that investigation in the case is complete and the challan has ben presented on 07.01.2017. The matter is now fixed for 03.10.2017 for framing of charges. The trial as such would take time to conclude.

Without making any observations on merits and keeping in view the length of incarceration already suffered, the petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of trial Court/Duty Magistrate, Ludhiana.

Petition disposed of.

22.09.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned : *Yes/No*
Whether Reportable : *Yes/No*