

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

CRM-M -43569 of 2016 (O&M)
Date of decision: 10.03.2017

Narjit Kaur and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vikas Mohan Gupta, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.

Mr. GBS Dhillon, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No.123 dated 28.09.2016, registered under Sections 420 and 120-B of IPC, at Police Station Haibowal, District Ludhiana.

It is contended that the complainant knowing fully well that petitioner No.3 wrongly reflected as petitioner No.1 in the order dated 10.01.2017 was a person of unsound mind which is duly reflected in Annexure P-8 and P-9 took him to the registration office and got the GPA registered. In fact, no payment was received. The learned counsel further refers to Annexure P-12, the suit for possession filed on behalf of the complainant wherein there is no

reference of the receipt. In pursuance of the order dated 19.01.2017, the petitioners have joined the investigation.

The learned State counsel, on instructions submits that the petitioners have joined the investigation.

The learned counsel for the complainant submits that he has cheated. He had paid Rs.35 lakh to the petitioners. A receipt in this regard was signed by petitioner Nos. 1 & 2 as well.

Heard.

Considering the medical evidence Annexure P-8 & P-9 and the fact that the petitioners have joined the investigation, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.01.2017, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

10.03.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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