

Sr. No.210

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

CRM No. M-15042 of 2018 (O&M)

Date of Decision: 03.05.2018

Pirithi Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. B.S.Jatana, Advocate,
for the petitioner.

Mr. H.S.Sullar, DAG, Punjab.

Mr. A.S.Cheema, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA, J.(ORAL)

Instant petition has been filed under Section 438 Cr.P.C.
seeking concession of anticipatory bail to the petitioner in case FIR
No.08 dated 15.03.2018, under Section 420 IPC, registered at
Police Station Jaurkian, District Mansa.

FIR came to be registered on the complaint of Sukhdev
Singh.

Precise allegations are that the present petitioner
obtained a 'power of attorney' of Chhota Singh @ Kaur with an
intent to cheat father of the complainant and on the strength of such
power of attorney sold land measuring 05 kanals 12 marlas of
Chhota Singh @ Kaur from joint khata in spite of having knowledge

that Chhota Singh had already on a previous occasion sold off his entire share.

Counsel for the petitioner has vehemently argued that petitioner was not privy and was not in the knowledge of any sale transaction that may have been executed between Chhota Singh @ Kaur as vendor and the vendees in question.

However, during the course of arguments, Mr. A.S.Cheema, Advocate has put in appearance on behalf of the complainant Sukhdev Singh and has adverted to a registered sale deed dated 19.10.2006 pertaining to the same very parcel of land and in which the present petitioner had affixed his signatures as an attesting witness. Further relevant facts that have surfaced are that very soon thereafter on 18.06.2007 the 'power of attorney' had been obtained by the petitioner of Chhota Singh @ Kaur and on the strength of which the land has been sold immediately thereafter to the father of the complainant i.e. on 26.06.2007.

It is a matter which requires a deep and thorough probe and may well warrant custodial interrogation of the petitioner.

Prayer is declined.

Petition dismissed.

03.05.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No