

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

CRM-M-15569 of 2018

Date of decision: May 04, 2018

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Sherry K. Singla, Advocate for the petitioner.
Mr. C.L. Pawar, Senior DAG, Punjab.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 120-B, 420, 465, 467, 468, 471 IPC at Police Station Talwandi Sabo, District Bathinda, vide FIR No.54 dated 22.03.2018.

FIR was registered on the basis of complaint made by Rajinder Singh and Kaur Singh. It is stated therein that deceased Biru Singh son of Baggu Singh, who was unmarried and issueless, was owner of land measuring 87 Kanals 01 Marlas and 223 Kanals 04 Marlas at Village Bangai Nihal Singh. Said land was mortgaged with complainant Rajinder Singh. He had made a Will dated 20.06.1962 in favour of Bakhshi Singh, Jangir Singh, Joginder Singh, Ram Singh and Joginder Singh. Co-accused Kuldeep Singh in conspiracy with Patwari Gurmail Singh, tried to get mutation of inheritance sanctioned in his favour. However, when fraud was detected,

he got the same rejected. Thereafter, petitioner Gurpreet Singh in conspiracy with his father as well as aforesaid Halqa Patwari, got issued a death certificate on 24.2.2010 showing date of death of deceased Biru Singh as 8.8.1975, in the name of Veer Singh son of Hira Singh, but he forged the same as Veer Singh son of Hira Singh @ Baggu Singh. He tried to get the mutation sanctioned in the name of Iqbal Singh grand son of Veeru Singh and in this way, petitioner tried to inherit land of Veeru Singh by forging the document i.e. death certificate. FIR was registered pursuant to an enquiry conducted by the police.

Keeping in view seriousness of allegations, no case for pre-arrest bail is made out. It is evident that in the instant case, investigating agency found that certain revenue officials had acted in connivance with the accused. Plea that dispute is basically civil in nature, is devoid of merit. The matter needs a thorough probe. It may not be possible to unravel the entire *modus operandi* of the crime, in case petitioner is armed with a protective order. On the other hand, his custodial interrogation will be absolutely necessary for taking the investigation to its logical end. The petition is without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

May 04, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No