

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

Sr. No.101

CRM-M-16029-2018
Date of decision : 20.04.2018

Praity

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Vijay Rana, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks anticipatory bail in case FIR No.39 dated 22.02.2018, registered at Police Station Adampur, District Jalandhar, under Sections 406, 420 and 120-B IPC.

As per the allegations in the FIR, the complainant agreed to purchase 03 marlas 05 Sarsahi land situated in village Gazipur, Tehsil Adampur, District Jalandhar, from the petitioner and her husband. Pursuant to agreement to sell dated 24.02.2015, accused persons received Rs.13 lacs, but thereafter, they mortgaged the land with State Bank of India, Adampur Branch and did not execute the sale deed.

Learned counsel for the petitioner states that the agreement to sell dated 24.02.2015 has been executed by the husband of the petitioner in his own right, although the land is owned by the petitioner. The petitioner has not received any money from the complainant and her name has been unnecessarily mentioned in the FIR.

From the allegations in the FIR as well as agreement to sell, it is apparent that the petitioner has connived with her husband. The complainant has been deprived of valuable consideration and the sale deed has not been executed. Fraudulent intention is writ large as the husband of

the petitioner has executed the agreement to sell even when he was not owner.

There is no merit in this petition and is dismissed.

(SUDHIR MITTAL)
JUDGE

20.04.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No