

Sr. No. 203

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

**CRM-M-21287-2018
Date of decision:02.07.2018**

Kuldeep Kumar and another

.....Petitioners

versus

State of Punjab

.....Respondent

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

Present: Mr. Raman Mohinder Sharma, Advocate
for the petitioners.

Mr. K.S.Aulakh, DAG, Punjab.

Rajbir Sehrawat, J.(Oral)

This is a petition filed under Section 438 Cr.P.C seeking anticipatory bail in FIR No. 38 dated 05.05.2018 under Sections 454/380 IPC registered at Police Station Division No. 4, District Patiala.

Learned counsel for the petitioners submits that the case against the petitioners is false and concocted. It is submitted by learned counsel that the entire claim of the complainant is based upon an alleged sale deed pertaining to this house; allegedly executed by the petitioners. However, the petitioners have already challenged the validity of the sale deed in question. Learned counsel for the petitioners further submits that the petitioners are in possession of the house in question. This fact is to be taken into consideration that till today it is the petitioner who is paying electricity bills of the meter of this house; which are attached with this petition. Learned counsel further submits that pursuant to the interim order dated 18.05.2018, the petitioners have already joined investigation.

On the other hand, learned State counsel on instructions from

ASI Tejinder Singh submits that although the petitioners had joined the investigation but they are not cooperating and some recoveries are expected from the petitioners.

In view of the above; without commenting on the merits of the case, the interim protection granted to the petitioners is made absolute.

Petition stands disposed off.

However, the petitioners shall join the investigation as and when required or directed by the Investigating Officer. Petitioners shall also abide by the conditions as provided under Section 438(2) Cr.P.C

2nd July, 2018

Shivani Kaushik

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*