

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M-35093-2017

Date of Decision:09.07.2018

Balbir Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Shivam Malhotra, Advocate for
Mr. K.B.S. Mann, Advocate,
for the petitioner.**

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

**Mr. Vikas Sonak, Advocate for
Mr. Amaninder Singh Sekhon, Advocate,
for respondent No.2.**

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 (2) Cr.P.C. is for cancellation of bail granted to respondent No.2 in case FIR No.48 dated 09.05.2017 under Sections 420/120-B IPC, registered at Police Station Kabarwala, District Sri Muktsar Sahib.

Learned counsel for the petitioner has argued that respondent No.2 after conspiring with his brother Karamjit Singh who is Patwari in the Revenue Department has tempered with the revenue record and changed the title of the land in question. In order to cheat the petitioner, respondent No.2 exchanged the land which was entered into mortgage deed by Mahant Kaur by taking a loan of ₹2,50,000/- from the petitioner. Without paying the mortgage amount, the accused have intentionally entered into a sale

deed with Harbhajan Singh etc.

Learned counsel for respondent No.2 has brought to the notice of this Court, the order dated 19.09.2017 passed in CRM-M-34920-2017 (Balbir Singh Versus State of Punjab and another), whereby the petition seeking cancellation of anticipatory bail granted to the co-accused by the trial court vide order dated 19.06.2017 and confirmed vide order dated 03.07.2017, was dismissed. The main accused is stated to be Mahant Kaur and respondent No.2 is son of Mahant Kaur.

Accordingly, once the petition seeking cancellation of anticipatory bail of main accused has already been dismissed, this Court finds that the present petition also deserves to be dismissed.

Dismissed.

July 09, 2018

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(HARI PAL VERMA)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No