

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

CRM-M No.5536 of 2018

Date of Decision: 17.04.2018

Sunaina

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

Raj Shekhar Atttri, J. (Oral)

This is the second petition under Section 438 Code of Criminal Procedure, 1973, for grant of anticipatory bail to the petitioner in FIR No. 106 dated 17.05.2012, registered under Sections 419, 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code, at Police Station Nakodar, District Jalandhar.

In the present case, petitioner has been declared a proclaimed offender. Even after dismissal of her first petition for bail, she failed to join the proceedings.

As per the prosecution story, Rakesh Chander Mishra, a Non-Resident Indian (NRI), his two sisters namely; Smt. Suman Lata and Smt. Kusum Lata were the joint owners in possession of the land

CRM-M No.5536 of 2018

measuring 144 kanals situated in the area of Nakodar. Main accused, Goverdhan Sain Bhalla, is the father in law of the petitioner.

FIR was registered on the statement of Yadwinder Singh. According to him, Goverdhan Sain Bhalla has got prepared a fake power of attorney and other documents in connivance with the present petitioner regarding the land belonging to Rakesh Chander Mishra. He impersonated by producing his wife Balwan Kaur and his daughter for impersonating, Smt. Sneh Lata and Smt. Kusum Lata, respectively. They in connivance with the petitioner had prepared false voter card/identity card and ration card. The agreement was executed with regard to sale of land and Goverdhan Sain Bhalla had received Rs.77 lacs from the complainant. It has been alleged that the passport, I-card, voter card in the name of Rakesh Chander Mishra and his sisters were found fake. Even the power of attorney was also a forged document. Earlier, present petitioner filed a bail petition, which was dismissed on merits by a coordinate Bench of this court vide order dated August 08, 2012, passed in CRM-M No.18664 of 2012.

Learned counsel for the petitioner submits that after presentation of *challan*, petitioner has attained a fresh ground to file this petition and that she has already moved a petition for quashing of the impugned order dated 12.02.2013 passed by the trial Court, whereby petitioner has been declared proclaimed offender.

On the other hand, learned State Counsel submits that no ground for grant of anticipatory bail to the petitioner is made out as the

CRM-M No.5536 of 2018

petitioner is still proclaimed offender and serious allegations have been leveled against her.

I have heard learned counsel for the parties and have gone through the record.

A specific role has been attributed to the petitioner that she got prepared and furnished before the Sub Registrar for the purpose of execution and registration of the sale deed, her fake identity card and voter card in the name of Smt. Suman Lata. The first petition bearing CRM-M No.18664 of 2012, filed by the petitioner for grant of anticipatory bail has already been dismissed on merits. Thereafter, petitioner did not join the investigation. Serious allegations have been levelled against her for preparing fake documents.

In view of the above, this court is of the considered opinion that no ground is made out to extend the concession of anticipatory bail to the petitioner.

Present petition is dismissed, accordingly.

[RAJ SHEKHAR ATTRI]
JUDGE

April 17, 2018
sachin

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No