

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-4049-2019 (O&M)
Date of Decision:-6.5.2019

Nachttar Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. L.S. Sekhon, Advocate for the petitioner.

Ms. Rashmi Attri, Assistant Advocate General, Punjab.

Mr. Ashish Aggarwal, Advocate for the complainant.

GURVINDER SINGH GILL, J.(Oral)

The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.147 dated 23.12.2018 at Police Station Bhikhiwadi, District Tarn Taran under Sections 420, 465, 468, 471 and 120-B of Indian Penal Code, 1860.

The FIR was registered at the instance of Gurchain Singh, wherein he has alleged that Hira Singh, Gurmeet Kaur, Harminder Singh, Kulwinder Singh, Nachhattar Singh Deed Writer, Joginder Singh, Gurjant Singh, partners of Nachttar Singh and Advocate Jasbir Singh had defrauded the petitioner by preparing forged documents alongwith Patwari and had duped him of an amount of ₹53 lacs. The complainant has alleged that the accused had shown him a piece of land and after showing him forged revenue documents had duped him of an amount of ₹53 lacs.

The learned counsel for the petitioner has submitted that the petitioner is merely a deed-writer and he prepares the documents under the directions of his clients and that he is not expected to verify the ownership of the property in question and that in these circumstances, it cannot be said that he had joined hands with the other accused.

Opposing the petition, the learned State counsel assisted by the learned counsel for the complainant has submitted that the petitioner is specifically named in the FIR and that since he had drafted the documents in question, his complicity is evident. It has, however, been informed that the petitioner has since joined investigation.

Having regard to the nature of allegations and the role of the petitioner, who is a deed-writer, and also while bearing in mind the fact that the co-accused Harinder Singh, Kulwinder Singh, Gurmeet Kaur and Hira Singh are already on bail and that the petitioner is stated to have joined investigation, in my opinion, it is a fit case for grant of anticipatory bail. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 29.1.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The present petition stands accepted accordingly.

6.5.2019

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No