

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6857-2019

Date of Decision: 22.08.2019

Manjit Singh and another

.. Petitioners

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Kanwaljit Singh, Sr. Advocate with
Mr. Gautam Sehgal, Advocate for the petitioners.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

Mr. Chetan Bansal, Advocate for the complainant.

...

Inderjit Singh, J. (Oral)

Petitioners Manjit Singh and Balwinder Singh have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.08 dated 08.12.2018, registered at Police Station N.R.I., Amritsar, under Sections 420, 467, 468, 471, 201 and 120-B of the Indian Penal Code.

Notice of motion was issued.

Learned State counsel and counsel for the complainant have appeared and contested this petition.

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

After hearing the parties, I find that the present petitioners are admittedly witnesses to the registration of Will, which was earlier unregistered and later on, after the death of the executant got registered by Gurjit Kaur before the Tehsildar. It is admitted case of the parties that

Gurjit Kaur got registered the unregistered Will and there is no case of

impersonation.

In pursuance of the interim order dated 14.02.2019, passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. No useful purpose would be served by sending them to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 14.02.2019, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

22.08.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No