

Sr. No.101/2

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

CRM-M-12140-2017(O&M)
Date of decision:18.10.2019

Balpreet Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Raghav Gulati, Advocate
for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

Mr. Nakul Sharma, Advocate
for the complainant.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for grant of anticipatory bail in
FIR No.0067, dated 19.03.2017 registered under Sections 406, 420, 120-B
of IPC at Police Station Samrala, Police District Khanna, District Ludhiana.

While referring to the Order dated 26.09.2019, passed by this
Court, learned counsel for the petitioner has emphasized again that he is not
disputing that the money of the Trust had come to the personal account of
the petitioner and out of that amount certain properties were purchased in
the name of the Trust, although the possession of those properties have not
yet come to the Trust. However, it is further submitted that in both the
steps of transfer of money from the account of the Trust to the account of
the petitioner, as well as in the purchase of the property, the complainant
had equally participated. Therefore, if any criminal element is involved in
these transactions then even the complainant has to be an accused in this

case. Hence, the complaint has been filed by the complainant only to save his own skin.

In view of the above fact that transfer of the Trust money to the account of the petitioner is not even disputed, the present petition is dismissed.

However, since the role of the complainant, as accomplice of the petitioner, has duly surfaced during the investigation., therefore, it is directed that the Investigating Officer of the case shall investigate the complainant Gurmeet Singh as well; for any complicity in the crime, if at all he is involved in the above said transactions.

18th October, 2019

Shivani Kaushik

[RAJBIR SEHRAWAT]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*