

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

1. CRM-M-16321-2018 (O&M)
Date of decision : 10.04.2019

Parminder Kaur ...Petitioner

Versus

State of Punjab ...Respondent

2. CRM-M-18505-2018 (O&M)
Date of decision : 10.04.2019

Parminder Kaur and another ...Petitioners

Versus

State of Punjab ...Respondent

3. CRM-M-18534-2018 (O&M)
Date of decision : 10.04.2019

Navjit Singh ...Petitioner

Versus

State of Punjab and another ...Respondents

4. CRM-M-20296-2018 (O&M)
Date of decision : 10.04.2019

Parminder Kaur and another ...Petitioners

Versus

State of Punjab ...Respondent

5. CRM-M-26130-2018 (O&M)
Date of decision : 10.04.2019

Parminder Kaur ...Petitioner

Versus

State of Punjab ...Respondent

6.

CRM-M-32990-2018 (O&M)
Date of decision : 10.04.2019

Navjit Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. B.S. Bhalla, Advocate for the petitioner(s)
(In all the petitions)

Mr. Bhupinder Beniwal, AAG, Punjab

Mr. Amit Gupta, Advocate for the complainant
(In CRM-M-16321-2018 and CRM-M-18534-2018)

ANIL KSHETARPAL, J. (ORAL)

By this order, CRM-M Nos.16321,18505, 18534, 20296, 26130
and 32990 of 2018 shall stand disposed of.

Two petitions have been filed by Navjit Singh for grant of
regular bail whereas his wife Parminder Kaur has filed four petitions for
grant of anticipatory bail.

Petitioners in both the petitions who are husband and wife are
members of governing body of the Sky Rock City Welfare Society.
Applications were invited from general public for allotment of the plots
claiming that the society is having licence to develop a colony over land
measuring 25 acres. It is apparent that the society was never owner of land
measuring 25 acres. It has come in the statement of Chief Administrator,
Greater Mohali Area Development Authority (GMADA) that the society is
owner only to the extent of land measuring 7.5 acres. It may be noticed that

while disposing of bunch of petitions on 03.05.2017, this Court had summoned the Chief Administrator of Greater Mohali Area Development Authority (GMADA) who had stated before the Court that society or its office bearers have never come with clean hands at any stage and even GMADA had recommended the registration of an FIR but the police did not act thereupon.

Further it has been brought to the notice of this court by the counsel appearing on behalf of the State of Punjab that both the petitioners are involved in as many as 63 criminal cases. Affidavit of custody has been filed giving details of various FIRs which have been registered against the petitioners. It has further been pointed out that in three complaints filed before State Consumer Disputes Redressal Commission, Punjab, Navjit Singh has been convicted and in each case, Navjit Singh has been sentenced to undergo simple imprisonment for a period of 3 years which would start only after sentence in one case is completed, in other words, consequently.

Learned counsel appearing for the private respondent has also drawn attention of the Court to the order passed in CRM-M-26652-2018 dated 27.08.2018 by which another application for grant of anticipatory bail in FIR No.0005 dated 22.06.2016 was dismissed.

Counsels appearing on behalf of the petitioners have submitted that efforts are being made to enter into a settlement with various allottees and in substantial number of cases, compromise has been arrived at.

On the other hand, learned counsel appearing on behalf of complainant has submitted that even in the aforesaid compromise, fraud has

been played inasmuch as the licence in favour of the society has already been cancelled and, therefore, society has no right to carve out and sell the plots.

It is apparent that the petitioners have made huge overbooking of the plots.

Taking into consideration the contention of the respective parties and while noticing that petitioners are involved in as many as 63 criminal cases, this Court does not find any reason to release the petitioner- Navjit Singh on bail and grant anticipatory bail to his wife Parminder Kaur. Hence, all the petitions are dismissed.

10.04.2019

Pawan

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**