

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-11735-2019 (O & M)

Date of Decision: 16.05.2019

VIJAY KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sandeep Sharma, Advocate for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

Mr.B.D. Sharma, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.18, dated 24.01.2019, under Sections 419, 420, 465, 467, 471 and 120-B IPC and Sections 82 and 83 of the Registration Act, registered at Police Station Navi Baradari, Police District Police Commissionerate, Jalandhar, District Jalandhar.

Learned counsel for the petitioner contends that allegations against the petitioner are that he in connivance with co-accused had prepared false documents including power of attorney and tried to sell the house of the complainant by impersonating the complainant. He further contends that the petitioner is not the beneficiary and the allegation is only of preparing a fake power of attorney but the same has not been given effect to and the property remains with the complainant. No sale deed was also prepared in terms of the power of attorney. The petitioner is in custody since 31.01.2019 and is not involved in any other case.

Learned State counsel on instructions from ASI Ram Rattan states that although the investigation has been completed but no prosecution witness has been examined.

Learned counsel for the complainant has, however, opposed to grant of bail to the petitioner and states that the petitioner had made every attempt to sell the property of the complainant. However, he also could not controvert that no harm was actually caused to the complainant.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the investigation has been completed and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

May 16, 2019

A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No