

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

206

CRM-M-31111-2019

Decided on : 14.10.2019

Bhupinder Singh

... Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM : HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present : Mr.Tajinder Pal Singh, Advocate
for the petitioner.
Mr.Ashish Sanghi, DAG, Haryana.

Harinder Singh Sidhu, J.

This petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No.407 dated 07.06.2019 under Sections 420, 406, 423, 468, 471 and 506 IPC registered at Police Station Assandh, District Karnal.

The allegations in the FIR registered on the complaint of one Charanjeet Kaur are that Chanan Singh entered into an agreement to sell with her in respect of 25 kanals of land on 12.9.2018. Pursuant thereto, a sale deed was registered in favour of the complainant on 20.10.2018. As there was some wrong mention of the name of grandfather of Chanan Singh, supplementary sale deed was executed on 15.11.2018. It is alleged in the complaint that prior to entering into an agreement to sell dated 12.09.2018 with the complainant, Chanan Singh had entered into agreement to sell the same land with one Surat Singh on 29.10.2009. Surat Singh had filed a suit for specific performance which was decreed in his favour on 18.11.2017. The said fact was not disclosed by Chanan Singh at the time of entering into agreement to sell with the

complainant. Hence, Chanan Singh had defrauded the complainant. Unfortunately, Chanan Singh has died on 11.7.2019.

Learned counsel for the petitioner states that the petitioner is relative of deceased Chanan Singh. He was neither the signatory to the agreement to sell nor has any concern with the sale consideration. As per the recital of the sale deed the sale consideration was paid to Chanan Singh, deceased.

Learned counsel for the State submitted that the petitioner has joined the investigation.

In view of the above, the petition is allowed. The order dated 17.9.2019 granting anticipatory bail to the petitioner is made absolute. However, the petitioner shall join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438(2) Cr.P.C.

14.10.2019
sd

[HARINDER SINGH SIDHU]
JUDGE

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