

CRM-M-3832-2020 (O&amp;M)

Date of decision: 28.7.2020

(Through Video Conferencing)

Harjinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondents

CRM-M-4701-2020

Jatinder Kumar

.....Petitioner

Versus

State of Punjab

.....Respondents

**CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR**

Present: Mr. Ashok Paul Batra Advocate, for the petitioners.

Mr. Samina Dhir, Deputy Advocate General, Punjab.

**NIRMALJIT KAUR, J. (Oral)**

This order shall dispose of two criminal misc. bearing CRM-M-3832-2020 and CRM-M-4701-2020 as both are arising from the same FIR.

Issue notice of motion in CRM-M-4701-2020.

Ms.Samina Dhir, Deputy Advocate General, Punjab, accepts notice.

It is contended that the petitioners have been enroped on the ground that the stamp papers were purchased in the year 2013, whereas, the agreement to sell was executed on 21.11.2012. However, as a matter of rule, the stamp papers are purchased by the seller and therefore, it is for the seller, who had to explain the date of purchase of the stamp papers.

Petitioner-Harjinder Singh in fact has filed a suit for specific performance

This Court almost thought it is a case for anticipatory bail till it was brought to the notice that connected criminal misc. bearing CRM-M-4701-2020 filed by Jatinder Kumar, has been filed by the same counsel. Jatinder Kumar is the attesting witness of the agreement to sell and Jatinder Kumar is the son of the main accused Reeta Rani against whom the allegation of forging the power of attorney has been alleged and who is also responsible for purchasing the stamp papers. Therefore, it appears that the petitioner, who is the purchaser as well as the seller appear to be hand in glove. Accordingly, the custodial interrogation is necessary to unearth the truth.

Dismissed accordingly.

**(NIRMALJIT KAUR)**  
**JUDGE**

**28.7.2020**  
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|---------------------------|---|--------|
| Whether Speaking/Reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |