

In virtual Court

CRM-M-23129-2020

-1-

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

**CRM-M-23129-2020 (O&M)
Date of decision: 17.09.2020**

Rajesh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sube S. Kaushik, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. AG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.39 dated 26.01.2016 under Sections 406, 420, 467, 468, 471, 201, 120-B IPC and Sections 7/13 of PC Act (added later on), registered at Police Station City Jind, District Jind.

Learned counsel for the petitioner submits that the FIR was registered with the allegations that the accused persons, by submitting the fictitious sale deeds, have obtained CC (cash credit) limit from the bank and

In virtual Court

CRM-M-23129-2020

-2-

on verification, it was found that the same are fake. It is further submitted that allegations against the petitioner are that he has taken a copy of old sale deed dated 21.09.1984 from the Registering Authority and later on, the petitioner and his wife Suman have prepared two fake sale deeds dated 21.12.1984, which were allegedly executed in their favour by their vendor, though vendor Zile Singh had died much prior to registration of the sale deeds. Similarly, in the another sale deed dated 21.03.2008, one Kali Ram was impersonated. Even the documents attached with the loan file to avail CC limit like TIN number, account of Overseas Bank were also found to be forged, as no such account was found existing in the said bank. It is further case of the prosecution that even Municipal Committee's record was forged with regard to the aforesaid sale deeds.

Learned counsel for the petitioner has argued that the petitioner had been making the payment of CC limit till 2016, however, after registration of the FIR, he had stopped making the payment. It is further submitted that before sanctioning the CC limit, the bank has properly verified all the documents and therefore, the petitioner is entitled to bail.

Status report by way of affidavit of Deputy Superintendent of Police, City Jind filed in the Court today, is taken on record, wherein all the details regarding role of the petitioner is given.

Learned State counsel has, however, opposed the prayer for bail on the ground that the FIR pertains to 26.01.2016 and the petitioner is

In virtual Court

CRM-M-23129-2020

-3-

avoiding his arrest and there are number of accused persons in the case. It is further submitted that on verification, all the documents submitted by the petitioner including his title, were found to be based on two fake sale deeds executed in his/his wife's favour. It is also submitted that other co-accused, who were arrested, have been granted the concession of regular bail and custodial interrogation of the petitioner is required.

After hearing learned counsel for the parties and considering the facts and circumstances of the case, I find no ground to grant anticipatory bail to the petitioner.

Accordingly, the present petition is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

17.09.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No