

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

**CRM-M No. 51960 of 2021
Date of decision: 14.12.2021**

Lachman Singh

..... Petitioner.

Versus

State of Punjab and another

..... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Rajinder Sharma, Advocate, for the petitioner.

Mr. Karanbir Singh, AAG, Punjab, for respondent No. 1 - State.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner has challenged the order dated 15.11.2021 (Annexure P1) passed by the Additional Sessions Judge, Ludhiana, whereby anticipatory bail has been granted to respondent No. 2.

Learned counsel for the petitioner contends that the sole ground on which anticipatory bail was granted to Gurmeet Singh (respondent No. 2) is that co-accused, namely, Gurdeep Singh had been granted anticipatory bail although one of the grounds on which Gurdeep Singh was granted anticipatory bail was that he was a government servant.

Heard.

The petitioner has lodged FIR No. 32 dated 29.07.2021, under Sections 177, 199, 200, 420, 465, 468, 471 and 120-B of the Indian Penal Code, 1860, registered at Police Station NRI, District Ludhiana, wherein it is alleged that accused had wrongly recorded in the revenue record that there was a stay in the civil suit preferred by the petitioner. The petitioner had

preferred a civil suit for declaration that he was owner in possession of the suit property by virtue of sale deed dated 26.02.1999. The civil suit had been dismissed on 01.07.2016. The petitioner had filed an appeal there-against and the Appellate Court had stayed the operation of the judgment and decree on 14.12.2017. The appeal is stated to be pending adjudication and has not been finally decided. Therefore, it is evident that there is civil litigation between the parties. The suit of the petitioner had been dismissed. In such circumstances, I do not deem it appropriate to interfere in the order granting anticipatory bail to respondent No. 2.

Consequently, the petition stands dismissed.

However, it is clarified that nothing which has been observed here-in-above shall be deemed to have any bearing on the merits of the case.

(ANUPINDER SINGH GREWAL)
JUDGE

14.12.2021
Ramesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No