

207/2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20584-2022

DECIDED ON: 31st AUGUST, 2022

JAGROOP SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Karanjeet Singh Brar, Advocate
 for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

Mr. B.S. Bairagi, Advocate
for the complainant.

SANDEEP MOUDGIL, J

The instant petition under Section 438 Cr.P.C. has been filed by the petitioner for grant of anticipatory bail in FIR No. 37, Dated 15.04.2022, under Sections 420, 467, 468, 471, 120-B IPC, registered at Police Station Badni Kalan, District Moga.

Brief facts of the case are that the present FIR has been registered on the basis of complaint moved by Paramjit Kaur wife of Buta Singh to the Senior Superintendent of Police, Moga, alleging that her husband expired on 03.11.2020 and after his death, she and her two daughters namely Ramanpreet Kaur and Amanpreet Kaur are his legal heirs. She came to know that Jagroop Singh (Petitioner), who is her brother-in-law, had prepared a forged and fabricated Will of her husband and got registered the same vide Wasika No. 2020-21/134/3/122 dated

2.12.2020, in connivance with its marginal witnesses just to deprive them of their valuable shares.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He submits that the present FIR has been registered with an intention to give colour of criminal nature to a civil dispute. No recovery is to be effected from the petitioner.

Learned State counsel and counsel for the complainant have opposed the prayer made in the present petition stating that the present case has been registered after seeking legal opinion from the office of District Attorney (Legal), Moga. Assertion is that during the course of investigation, report of Handwriting & Finger Print Expert was also obtained, who has opined that the Will is forged and fabricated document. Custodial interrogation of the petitioner is thus necessary to complete the investigation.

It is evident that the allegations against the petitioner are serious in nature as he is alleged to have been prepared a forged and fabricated Will of the deceased in connivance with marginal witnesses.

In view of the seriousness of allegations levelled in FIR, this Court is of the considered view that petitioner is not entitled to the concession of pre-arrest bail. Custodial interrogation of the petitioner is consequently required to take the investigation to its logical end.

Dismissed.

(SANDEEP MOUDGIL)
JUDGE

31st AUGUST, 2022
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Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*