

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

**CRM-M No. 29857 of 2022
Date of decision: 14.07.2022**

Rajesh Chopra

..... Petitioner.

Versus

State of Punjab and another

..... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Keshap Pratap Singh, Advocate, for the petitioner.

Ms. Anju Sharma, DAG, Punjab, for respondent No. 1.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 20 dated 02.03.2021, under Sections 420 and 465 of the Indian Penal Code, 1860 ('IPC' - for short) (Sections 467, 468 and 471 of the IPC were deleted), registered at Police Station SAS Nagar, Phase-8, Mohali.

Learned counsel for the petitioner contends that the dispute is purely civil in nature and the petitioner is entitled to the concession of anticipatory bail. He also contends that Sections 467, 468 and 471 of the IPC have been deleted, as in the investigation it has come to light that the signatures of the complainant were not forged. He further contends that the entire amount had been paid for the sale deeds which had been executed by the complainant in the year 2019.

Learned State counsel, upon instructions from ASI Rakesh Kumar, Police Station Phase-8, Mohali, states that the documents wherein the forged signatures of the complainant had been appended were sent for FSL

examination. The FSL report indicates that the signatures are not of the complainant. She also submits that the matter is still under investigation.

Heard.

This is the second petition for anticipatory bail preferred by the petitioner in this Court. The first petition was dismissed as withdrawn on 02.11.2021. The allegations against the petitioner are serious in nature. He is alleged to have cheated the complainant while executing the sale deeds, as only a sum of ₹2,36,00,000/- had been handed over to the complainant while the total sale consideration was for ₹3,80,00,000/-. The signatures of the complainant are alleged to have been forged in connivance with the officials of the estate office and GMADA. It is not forthcoming as to how investigating agency has arrived at a conclusion that no offence under Sections 467, 468 and 471 of the IPC is made out although there is FSL report to the contrary.

In view of serious allegations, especially when the previous petition for anticipatory bail has been dismissed as withdrawn, I do not find any good ground to take another view in the matter.

Consequently, the petition stands dismissed. However, the Senior Superintendent of Police, SAS Nagar, is directed to look into the deletion of aforementioned sections and take appropriate action, if necessary, in accordance with law.

(ANUPINDER SINGH GREWAL)
JUDGE

14.07.2022
Ramesh

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