

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

CRM-M-42717-2021 (O&M)

Date of decision: 20.04.2022

Satnam Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Deepak Verma, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG Punjab.

Mr. Sukhdeep Singh, Advocate for respondents No. 2 and 3.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 73 dated 29.03.2021 registered under Sections 419, 420, 465, 467, 468, 471 and 120-B IPC, at Police Station Civil Lines Amritsar, District Amritsar.

Learned counsel for the petitioner submits that on the basis of the alleged registered GPA in favour of the petitioner dated 04.09.2018, the sale deed dated 29.11.2019 in favour of Lovejeet Singh-son of the petitioner, was executed on the fraudulent representation made by one Tarsem Singh; that the petitioner and his son both are the victims and not the beneficiary; that when this fact came to the knowledge of Lovejeet Singh, he had immediately filed a civil suit for cancellation of the said sale deed. Learned counsel for the petitioner has also read over the alleged registered GPA and as per its contents, no money was exchanged between the parties.

Learned State counsel assisted by the learned counsel for the complainant, submits that in the present case, the petitioner along with other co-accused had committed a fraud with the original owners i.e. Sukhdarshan Kaur and Lakhbir Kaur, who have been impersonated by co-accused Darshan Kaur and Lakhwinder Kaur.

I have heard the learned counsel for the parties and have also gone through the paper-book.

Before registration of the FIR, a detailed enquiry was conducted by the Additional Deputy Commissioner of Police, City-II, Amritsar, in the complaint submitted by the complainant and it was found that a forged power of attorney/registered GPA of Darshan Kaur and Lakhwinder Kaur was prepared by mentioning their names as Darshan Kaur @ Sukhdarshan Kaur and Lakhwinder Kaur @ Lakhbir Kaur, by the petitioner and thereafter, a sale deed was executed in favour of the petitioner's son-Lovejeet Singh, on the basis of the said forged power of attorney/registered GPA.

Considering the very nature of the allegations, the custodial interrogation of the petitioner is a must. Hence, the petitioner does not deserve the concession of anticipatory bail.

In view of the above, the present petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

20.04.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No