

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-32712-2021 (O&M)

Date of decision : 9.2.2023

Ram Nawal

... Petitioner

VERSUS

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Gaurav Singla, Advocate,
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

Mr. M.K.Bali, Advocate,
for the complainant.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.66 dated 11.4.2021 registered under Sections 420, 465, 467, 468, 471, 120-B IPC at Police Station Jodhewal, District Police Commissionerate, Ludhaina.

The allegations in nutshell are that the petitioner in connivance with some other persons forged one registered will dated 25.4.1995 purported to be executed by his aunt Basanti Rani and the complaint in this regard was lodged with the police by complainant-Joginder Kumar Yadav who is also nephew of said Basanti Rani from the maternal side.

Counsel for the petitioner submits that in compliance of the previous order, the petitioner joined the investigation with the police and further cooperated during the investigation and also handed over the

required documents to the police.

However, the present petition is contested by the counsel appearing on behalf of the complainant who submits that there is ample evidence on record to show that the petitioner fabricated will of Basanti Rani dated 25.4.1995.

State counsel on instructions from ASI Malkiat Singh submits that indeed, the petitioner has joined the investigation with the police and now the entire documents in question are seized by the police and the petitioner is not required for any further investigation or custodial interrogation by the police.

Admittedly, civil litigation with regard to will in question as well as another will which has been purported by the complainant dated 16.12.2011 is going on between the parties.

In view of the above as the petitioner is no more required by the police for any further investigation, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 2.5.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

February 9, 2023
Paritosh Kumar

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