

Date of decision: 10.04.2024

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1. CRM-M-12773-2017

HARPARTAP SINGH

...PETITIONER

V/S

PIPPAL SINGH AND ANOTHER

...RESPONDENTS

2. CRM-M-24555-2019

SURINDER KAUR

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

3. CRM-M-40052-2019

SURINDER KAUR

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

4. CRM-M-43192-2019

SURINDER KAUR

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. P.P.S. Duggal, Advocate
for the petitioner in CRM-M-12773 of 2017.

Mr Pratham Sethi, Advocate for the petitioner
in CRM-M-24555, 40052 & 43192 of 2019.

Mr. Sandeep Kumar, DAG, Punjab.

HARPREET SINGH BRAR J. (ORAL)

This order of mine shall dispose of all the above mentioned petitions on the basis of similar arguments. For the sake of brevity, facts are borrowed from *CRM-M-12773-2017* titled as *Harpartap Singh vs. Pippal Singh and another*.

2. Prayer in the present petition filed under Section 439(2) Cr.P.C. read with Section 482 Cr.P.C. is for cancelling the bail granted to respondent No.1 by order dated 03.02.2017 (Annexure P-5) because of the submissions made in FIR No.53 dated 15.08.2016 registered under Sections 420, 506, 123-B IPC at Police Station Sarhali, District Tarn Taran and prayer is also made for granting regular bail to the petitioner in different FIRs in CRM-M Nos. 24555, 40052 & 43192 of 2019.

3. Learned counsel for the petitioner in CRM-M Nos. 24555, 40052 & 43192 of 2019 submits that she is wife of respondent No.1-Pippal Singh in CRM-M-12773-2017 and 17 FIRs have been registered against petitioner-Surinder Kaur and her husband in the States of Punjab, Haryana and Himachal Pradesh. Pursuant to order dated 23.02.2023 passed by Hon'ble Supreme Court in Transfer Petition (Criminal) Nos.613-616 of 2019, the cases were transferred from State of Punjab to District and Sessions Judge, Special Court SEBI, Patiala House, New Delhi on the petition moved by State of Punjab and out of 17 FIRs, only 02 are pending consideration before this Court. In connected petition bearing CRM-M No.36476 of 2019, as per the affidavit of Shri Aaswant Singh, PPS, Deputy Superintendent of Police, State of Punjab will move the necessary transfer application before Hon'ble Supreme Court for transfer of the other 08 cases.

the order passed by this Court in case bearing **CRM-M No.36476 of 2019** titled as **Pippal Singh and another vs. State of Punjab and others** decided on 06.09.2023, in which the following was observed :

“On 19.05.2023, following order was passed by this Court:

“Learned counsel for the applicant has drawn attention towards order dated 20.02.2023 passed by Hon’ble Supreme Court in transfer petition (Criminal) Nos.613-616 of 2019, whereby four similar cases were transferred from State of Punjab to District Sessions Judge, Special Court, SEBI, Patiala House, New Delhi on the petition which was moved by the State of Punjab.

It is the contention that all these eight cases are similar in nature and so it is for the State of Punjab to move the necessary application before Hon’ble Supreme Court for transferring the matter.

Learned State counsel seeks time to obtain necessary instructions in this regard.

Adjourned to 24.08.2023.

A photocopy of this order be placed on the files of connected cases.”

In connected petition bearing No.CRM-M-17804-2019 (O&M), today affidavit of Shri Aaswant Singh, PPS, Deputy Superintendent of Police, Sub Division Faridkot, District Faridkot on behalf of respondent-State has been filed, as per which State of Punjab will move the necessary transfer application before Hon’ble Supreme Court for transferring the other 08 cases against petitioner containing the same allegations under the Collective Investment Scheme as defined under the SEBI Act.

In view of the aforesaid statement, present petition is hereby disposed of.

Necessary application be moved by respondent-State within two months from today.

Pending application(s), if any, also stands disposed of.”

5. Learned counsel for the petitioner-Harpartap Singh affirms the aforementioned fact and joint statement is made that the present petitions have become infructuous.

6. Disposed of as having been rendered infructuous.

7. Pending application(s), if any, also stand(s) disposed of.

April 10, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No