

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-25767-2024
Date of Decision.:21.05.2024

Ashok Kumar BangarPetitioner
Vs.
State of PunjabRespondent

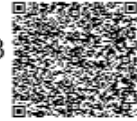
CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Dinesh Maurya, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.5 dated 23.03.2024 registered under Sections 448, 380, 201, 420, 465, 467, 468, 471, 120-B of the IPC, 1860 registered at Police Station NRI Kapurthala, District Kapurthala.

2. As per the prosecution allegations, complainant Gurwinder Singh Bahra along with his brother Ranjeet Singh Bahra and his sister-in-law Surinder Kaur were joint owners of the land measuring 03 kanals in the area of Model Town, Phagwara consisting of a house bearing No.17-A built in two portions. Three gates of the said property open towards main road. Possession of this property was handed over to them i.e. complainant party as per the orders of the Court on 07.06.2023. It is alleged that on the very

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next day i.e. 08.06.2023 petitioner Ashok Kumar Bangar, who is the property dealer, along with Dalwinder Singh and Jyoti Saggi illegally took the possession of the property; they got prepared a fake agreement dated 03.01.2017 purportedly executed by one Satpal Maghi, who in fact had already expired on 18.12.2015.

3. Learned counsel contends that petitioner has been falsely implicated; that dispute between the parties is civil in nature which has been given the criminal colour and that petitioner is ready to join the investigation.

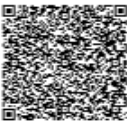
4. Notice of motion.

5. Mr. Vinay Kumar Malhotra, DAG, Punjab accepts notice on behalf of respondent- State.

6. Learned State counsel has strongly opposed the bail petition by pointing out that possession of property in dispute has been handed over to the complainant party on 07.06.2023 as per the order of the Court and on the very next day, petitioner along with others illegally took the possession and then relied upon a forged agreement dated 03.01.2017 purported to be executed by one Satpal Maghi, who in fact had already expired in December, 2015.

7. Learned State counsel contends that custodial interrogation of the petitioner is required in order to recover the documents forged by him.

8. Having considered submissions of both the sides and having noticed the nature of allegations and the attribution to the petitioner, but



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without commenting anything further on the merits of the case, this Court is not inclined to grant the benefit of anticipatory bail to the petitioner.

Dismissed.

(DEEPAK GUPTA)
JUDGE

May 21, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No