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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11038-2026

Date of Decision : 18.05.2026

Amjad Khan

Versus

...Petitioner

State of Punjab

....Respondent

CRM-M-17874-2026

Bharpur Singh

...Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON’BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Maan Akashdeep Singh, Advocate,
Ms. Aditi Sharma, Advocate and
Mr. Japandeep Singh Brar, Advocate
for the petitioner in CRM-M-11038-2026.

Mr. Suresh Kumar, Advocate and
Mr. Lalit Kumar, Advocate,
for the petitioner in CRM-M-17874-2026.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

SANJAY VASHISTH, J. (ORAL)

1. Prayer in these petitions, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioners, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of Petitioner (s)	FIR No.	Date	Section(s)	Police Station	District
1. Amjad Khan, 46 years	14	28.01.2026	316(2), 318(4), 338, 336(3), 340 (2), 61(2) of BNS, 2023	Mullanpur	SAS Nagar
2. Bharpur Singh, 50 years			(corresponding to sections 406/420/467/468/ 471/120-B of IPC)		



2. On 24.04.2026, the following order was recorded:

“At the outset, Mr. Maan Akashdeep Singh, Advocate, puts in appearance on behalf of the petitioner - Amjad Khan (in CRM-M-11038-2026), and files his Power of Attorney in Court today, after getting no objection from the previous counsel, Mr. Jashan Mehta. Same is taken on record. Office to tag the same at appropriate place.

2. *During the course of short hearing, it emerges that land measuring about 12 bighas was agreed to be sold for a total sale consideration of Rs.5,32,00,000/-. The said transaction was allegedly effected by accused Bharpur Singh (petitioner in CRM-M-17874-2026), who portrayed himself as the real owner of the said land, in favour of its purchaser, namely Manjeet Singh (complainant herein).*

3. *During the execution of the agreement to sell, accused Amjad Khan (petitioner in CRM-M-11038-2026) allegedly played the role of a dealer and introduced the complainant to co-accused - Bharpur Singh.*

It is the claim of the complainant that he has been duped of Rs.1.00 crore, and cheques towards the remaining amount were also handed over to accused/petitioner Amjad Khan. However, the said cheques were not encashed so far, whereas an amount of Rs.1.00 crore was allegedly paid in cash.

4. *Apart from this, it has also been informed that petitioner Bharpur Singh is facing seven other cases of similar nature, out of which, in one case, he has been declared a proclaimed offender.*

5. *Let the antecedents and evidence qua both the accused/petitioners herein be filed by way of status report.*

6. *List again on 18.05.2026.*

Photocopy of this order be placed on the file of other connected case case.

The State has already filed status report dated 17.03.2026 in CRM-M-11038-2026 whereas status report in CRM-M-17874-2026 has been filed in Court today which is taken on record.

3. As per the prosecution case itself, cash amount of Rs.1 crore was received by accused-Bharpur Singh (petitioner in CRM-M-17874-2026) and in lieu of this, he affixed his signatures on the receipt. Allegation against him also comes up that accused Bharpur Singh has seven other instances against



him of duping the people and then registration of FIR in all such cases. Considering his past criminal antecedents, this Court does not find any ground to extend the extraordinary discretionary relief of anticipatory bail to petitioner-Bharpur Singh. Consequently, the anticipatory bail petition bearing CRM-M-17874-2026 filed by him stands dismissed. The Investigating Officer shall proceed further in accordance with law.

4. Insofar as other co-accused Amjad Khan (petitioner in CRM-M-11038-2026) is concerned, his role appears to be confined to that of an attesting witness to the agreement to sell dated 06.06.2025 executed between complainant Manjit Singh, as purchaser, and accused Bharpur Singh, as seller. The petitioner is stated to be 46 years of age and admittedly running the business of a property dealer from Sector-45, Chandigarh and except of signing of agreement to sell dated 06.06.2025, there is no other allegation against him. No previous criminal antecedents or similar allegations have been attributed to him either by the State or by the complainant. It is also not disputed that cash amount of Rs.1 crore was received solely by accused Bharpur Singh, who alone affixed his signatures on the receipt. Furthermore, two cheques which allegedly were also handed over to the petitioner Amjad Khan for different amounts were admittedly never got encashed by the concerned party.

5. In these circumstances, the question as to whether petitioner Amjad Khan shared any common intention, motive, or mens rea to participate in the alleged fraud or cheating is a matter which would require adjudication by the Trial Court upon appreciation of the evidence to be led during trial, subject to filing of the challan by the investigating agency.

6. In view of this, petition i.e. CRM-M-11038-2026 is allowed and



and when called by the investigating officer, and in the eventuality of his arrest, he would be released on anticipatory bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

7. Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.

8. In view of the directions recorded hereinabove, petition bearing No. CRM-M-11038-2026 is hereby allowed, whereas petition bearing No. CRM-M-17874-2026 stands dismissed.

9. Photocopy of this order be placed on the file of connected matter.

May 18, 2026

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(SANJAY VASHISTH)
JUDGE

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