



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(110)

CRM-M-24584-2026
DATE OF DECISION: 01.05.2026

Devinder Singh @ Dawinder Singh and anotherPetitioners

VERSUS

State of PunjabRespondent

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr.Simranjeet Singh Sarwara, Advocate,
Ms. Gurpreet Kaur, Advocate, and
Ms. Ripandeep Kaur, Advocate, for the petitioners.
Mr.Anup Singh, AAG, Punjab.

SUBHAS MEHLA, J (ORAL)

1. Through the instant petition filed under Section 482 of BNSS, 2023, prayer is for grant of **anticipatory bail** to the petitioners in case FIR bearing No.0043 dated 23.03.2026, under Sections 318(4), 329(3) and 61(2) of BNSS, 2023, registered at Police Station Mulepur, District Fatehgarh Sahib, Punjab.

2. Brief facts of the case are that the FIR was registered on the basis of a complaint by Sarabjeet Singh, alleging that he had purchased 6 Kanals 8 Marlas of land in the names of his wife and friend from one Avtar Singh Rahi. Accused Devinder Singh, along with his son Amarjit Singh and others, attempted to take illegal possession of a portion of the land, threatened to kill him as well as with false implication in cases. After a few days, when complainant again visited his land, Devinder Singh and his son Amarjit Singh, carrying a sword and a dang respectively, tried to assault him; and that the accused persons, in connivance, committed fraud in relation to the land transaction.



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3. Learned counsel for the petitioners contends that petitioners seek concession of anticipatory bail on the following grounds:

(i) The dispute between the parties is purely of civil nature arising out of a land dispute and no offence under Section 420 IPC is made out against the petitioner;

(ii) If the complainant is aggrieved regarding possession of lesser land than purchased, he has an efficacious remedy to approach the competent Civil Court;

(iii) The present petitioner has clean antecedents and is not involved in any other criminal case.

(iv) The alleged offences are triable by the learned Magistrate;

(v) Nothing is to be recovered from the present petitioner and

(vi) The petitioners are ready and willing to join the investigation as and when required.

4. Notice of motion.

5. Mr. Aayush Arora, Advocate, appears on behalf of complainant and files his vakalatnama. Same is taken on record. Learned counsel submits that the land sold to the complainant is 128 marlas but at the spot the land was 100 marlas i.e 28 marlas less and the remaining land is in possession of present petitioners.

6. In pursuance of advance notice, Mr. Anup Singh, AAP, Punjab appears and submits that it is a land dispute between the parties as the petitioners have sold land to Avtar Singh and Avtar Singh further sold to the complainant; dispute in the present case is that possession of the equivalent land has not been transferred to the complainant as the ownership of part of

the land is claimed by the petitioners.



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7. Heard.
8. Keeping in view the contentions raised by learned counsel for the parties, this Court is of considered opinion that it is a fit case to grant concession of anticipatory bail to the petitioners on the following aspect:
- (i) The nature of dispute between the parties is that of a civil dispute;
 - (ii) The antecedents of the present petitioners that they are not involved in any other case;
 - (iii) Nothing is to be recovered from their possession;
 - (iv) They are not required for custodial interrogation as the dispute is based on documents;
 - (v) The offences are triable by a Magistrate.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is **allowed** and the petitioners are directed to join the investigation as and when called upon to do so. In the event of their arrest, they shall be admitted to bail on furnishing bail/surety bonds and shall also abide by the conditions as envisaged under Section 482(2) of the BNSS (*erstwhile Section 438(2) Cr.P.C.*).

01.05.2026
mamta

(SUBHAS MEHLA)
JUDGE

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