

CIS No.BA/1011/2018

State of Punjab vs. Rajpreet Singh Deol

Present: Sh. AK Shori Adv for the applicant Rajpreet Singh Deol.
Sh. D.K.Jain, PP for the State assisted by Sh. BS Kahlon and
Sh. Lalit Kumar Sharma Advocates for complainant

A criminal case vide FIR No.185 dated 30.10.2018, under Sections 406, 420, 467, 468, 471, 120B of IPC was registered at Police Station Fatehgarh Sahib, against applicant/accused Rajpreet Singh Deol and others. Rajpreet Singh Deol was arrested in this case on 31.10.2018 and since then he is in custody. His bail application was dismissed by the court of Judicial Magistrate Ist Class, Fatehgarh Sahib. Hence this bail application under Section 439 of Cr.P.C.

2. Upon notice, learned Public Prosecutor for the State appeared and Shri B.S.Kahlon, Sh. Lalit Kumar Sharma both Advocates appeared on behalf of complainant party. They all opposed this bail application.

3. I have heard Sh. A.K.Shori, Ld. Counsel for the applicant/accused, Sh. D.K.Jain, Ld. PP for the State assisted by Sh. B.S.Kahlon as well as Sh. Lalit Kumar Sharma, both advocates for complainant party and have gone through the record pertaining to this case very carefully, with their able assistance.

(2)

As per allegations of the complainant, complainant was having agreement of sale dated 10.3.2016/10.3.2017 in his favour, but the complaint in hand, was moved with the allegations that some ante-dated agreement to sell dated 11.11.2014 was prepared by sellers, in conspiracy with the applicant/accused and one Harjinder Singh etc. Perusal of record shows that matter is already pending in Civil Court, pertaining to the dispute in question. It is in the submissions of Ld. PP for the State and Ld. Counsel for the complainant that even some other FIRs were also registered against this accused at different times, but Ld. Counsel for applicant/accused has submitted that those cases have already been quashed. Apart from that, every criminal case has its own facts and circumstances. Admittedly, applicant/accused is not required by the Investigating Agency for further investigation or recovery purposes, pertaining to the case in hand. This bail application pertaining to the case in hand, which is triable by the court of Judicial Magistrate Ist Class. Allegations against the applicant/accused are yet to be proved. Completion of investigation and final disposal of trial would take a considerable time. No useful purpose is going to be served by keeping this accused behind the bars for an indefinite period. In view of all these facts and circumstances, this bail application stands allowed and

(3)

disposed off. Applicant/accused Rajpreet Singh Deol is ordered to be released on bail, on his furnishing personal bonds in the sum of Rs.50,000/- with one surety of the same amount to the satisfaction of Area/Duty Magistrate, undertaking to regularly appear in the case; not to tamper with prosecution evidence and not to leave the country without prior permission of the Court. Anything said in this order shall not affect the merits of the main trial in any manner. Police record be returned. Record of this bail application be consigned.

Pronounced in open court.
Dated: 15.11.2018.

(R.S. Rai)
Sessions Judge,
Fatehgarh Sahib.
(Unique Identification No. PB0031)

Jagjit Singh Batta
Executive Assistant

*"I attested to the accuracy and
and authenticity of this document"*