

**IN THE COURT OF SHRI JAGDEEP SOOD,
ADDITIONAL SESSIONS JUDGE,
MOGA (UID No.PB00169).**

CNR No.PBMO010051722019.

CIS filing No.BA/1818/2019.

Date of decision : 9.09.2019.

State Versus Gurpreet Singh son of Sukhdev Singh,
resident of New Town, Moga, Tehsil and
District Moga.

---Applicant-accused

FIR No.210 dated 17.08.2019.

Under Sections : 419,420,465,467,468,471,448,
120-B IPC

Police Station : City Moga.

Bail Application Under Section 439 Cr.P.C.

Present:- Shri Narinder Kumar, Advocate for applicant-accused.

Shri Lakhvir Singh, Additional Public Prosecutor for State.

ORDER

1. This order will dispose of bail application filed by Gurdeep Singh under Section 439 Cr.P.C seeking regular bail in case FIR No.210 dated 17.08.2019 under Sections 419,420,465,467,468,471,448,120-B IPC registered at Police Station City Moga.

2. Notice of the bail application has been issued to learned Additional Public Prosecutor who appeared and contested bail application

3. I have heard Learned counsel for the applicant and learned Additional Public Prosecutor and have gone through the record.

4. Present FIR has been got lodged with the averments that Smt.Hardial Kaur was owner of property measuring 12 marlas. After the death of Hardial Kaur said property was inherited by her seven daughters including Randhir Kaur and Mandhir Kaur and mutation to this effect was

also sanctioned. Randhir Kaur and Mandhir Kaur had died. Mutation regarding inheritance of Randhir Kaur was sanctioned in favour of complainant Vishavjit Singh Rishi and Vikramjit Singh. Mutation regarding inheritance of Mandhir Kaur was sanctioned in favour of her son Ramandeep Singh and daughter Ravijot Kaur. A sale deed bearing Vasika No.1964 dated 2.08.2017 was got executed and registered by impersonating complainants, their maternal aunts and their cousins qua above said property in favour of Jaswinder Singh son of Kuldeep Singh. Investigating officer has stated that till date person who had impersonated complainants, their maternal aunts and maternal cousin brothers in executing sale deed bearing Vasika No.1964 dated 2.08.2017 not traced.

5. Applicant-accused Gurpreet Singh had been a witness to above said sale deed. He has identified impersonators. It led to execution and registration of said sale deed. Thus applicant-accused being a marginal witness to above said sale deed has played a major role in getting forged and fabricated above said sale deed and is one of king pin of impugned fraudulent sale transaction and has been instrumental in getting the sale deed executed in favour of Jaswinder Singh. Vendee Jaswinder Singh on the basis of above said registered sale deed dated 2.08.2017 had further sold the property to other persons. Thus illegal act of applicant-accused has caused wide ramification. It is argued that Jaswinder Singh vendee has been granted bail by learned trial court under Section 167(2) Cr.P.C. But it does not entitle applicant-accused any concession of bail for his major role of identification of impersonators as owners of property in question leading to execution of sale deed in favour of Jaswinder Singh. There is a sharp increase in the recent time in white color crime. Persons who had impersonated original owners has yet not been arrested. Applicant has identified them being original owners. So considering severity of the

offence and discussion present bail application is found devoid of any merit and accordingly stands dismissed. File be consigned to record room.

Pronounced.

07.09.2019.

Jagjit Singh Panesar, Stenographer-II

(Jagdeep Sood)

Additional Sessions Judge,

Moga (UID No.PB00169).