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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.15321 of 2015
Date of Decision: 15.05.2015**

SHRI BHAGWAN

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Binat Sharma, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Addl. A.G., Haryana.

Mr. Jagdeep Singh Virk, Advocate
for the complainant.

1. ***Whether Reporters of local papers may be allowed to see the judgment?***
2. ***To be referred to the Reporters or not?***
3. ***Whether the judgment should be reported in the Digest?***

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.118 dated 19.03.2015, under Sections 386/506/34 IPC, P.S. Model Town, Rewari.

Complainant alleges that he purchased half acres of land from the petitioner vide registered sale deed. Mutation has already been sanctioned in his favour. Accused with an intention to extort money filed complaint on CM window and said complaint was found to be false on investigation. Accused is statedly having notorious background and, thereafter he started threatening the complainant in the context of paying more money. The complainant has already filed suit for partition. The allegations are that petitioner is instrumental in prompting others to give threats to the complainant in respect of

alleged amount due towards him. Firstly a mobile call was statedly given by one Naresh of village Jouri and thereafter accused himself made call demanding the amount then one Hawa Singh Gujjar a known criminal made call to complainant in respect of dues payable to the accused.

Learned State counsel on instructions from ASI Birender Singh submits that disclosure statement of Hawa Singh Gujjar has been recorded. Though CD has already been prepared in respect of alleged conversation but writing of disclosure statement does not show any incriminating allegation whether the alleged threat was advanced by Hawa Singh Gujjar on the asking of accused Shri Bhagwan or not?

The preparation of CD would be a debatable issue in the context of its evidentiary value.

Learned counsel for the petitioner submits that the petitioner is in custody since 05.04.2015.

In view of the above, without commenting anything on merits of the case at this state, petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of Chief Judicial Magistrate, Rewari.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

May 15, 2015.
Atik

(RAJ MOHAN SINGH)
JUDGE